

# The Gazette of India



PUBLISHED BY AUTHORITY

No. 261 NEW DELHI, SATURDAY, JUNE 29, 1957/ASADHA, 8, 1879

## NOTICE

The undermentioned Gazettes of India Extraordinary were published upto the 21st June 1957 :—

Issue No.	No. and date	Issued by	Subject
320	S.R.O. 1985, dated the 13th June 1957.	Ministry of Law & Agriculture.	Amendment made in the Representation of the People (Preparation of Electoral Rolls) Rules, 1956.
321	S.R.O. 1986, dated the 13th June 1957.	Election Commission, India.	Inter-Zonal Wheat Movement Control Order, 1957.
322	S.R.O. 1987, dated the 31st May 1957.	Election Commission, India.	Election Petition No. 306 of 1957.
323	S.R.O. 1988, dated the 29th May 1957.	Do.	Election Petition No. 237 of 1957.
323-A	S.R.O. 1988-A, dated the 14th June 1957.	Ministry of Information & Broadcasting.	Certification of a film to be of the description specified therein.
324	S.R.O. 1989, dated the 31st May 1957.	Election Commission, India.	Election Petition No. 469 of 1957.
325	S.R.O. 1990, dated the 30th May 1957.	Do.	Election Petition No. 431 of 1957.
326	S.R.O. 1991, dated the 14th June 1957.	Do.	Appointment of a member of the Election Tribunal for the trial of an election petition by Shri S. Radhakrishnan against the election of Shri T. D. Muthukumaraswami Naidu.
327	S.R.O. 1992, dated the 17th June 1957.	Ministry of Finance	Amendment made in the Customs Duties Drawback (Artificial Silk) Rules, 1954.
328	S.R.O. 1993, dated the 17th June 1957.	Ministry of Law	Direction by the President that all Contracts and assurances of property in connection with the establishment by the Export-Import Bank of Washington, shall be executed by the Ambassador of India to the United States of America.

Issue No.	No. and date	Issued by	Subject
329	S.R.O. 1994, dated the 10th June 1957.	Election Commission, India.	Election Petition No. 364 of 1957.
329-A	S.R.O. 1994-A, dated the 16th June 1957.	Do.	Order No. 4 making corrections in the Delimitation of Parliamentary and Assembly Constituencies Order, 1956.
330	S.R.O. 2067, dated the 19th June 1957.	Ministry of Finance	Declaration of 29th June 1957 and 31st December 1957 as Public Holidays for the half-yearly and annual closing of Bank Accounts by banks in the State of Jammu & Kashmir.
331	S.R.O. 2068, dated the 20th June 1957.	Ministry of Food & Agriculture.	Fixation of tariff values for certain articles specified therein.
332	S.R.O. 2069, dated the 13th June 1957.	Election Commission, India.	Election Petition No. 433 of 1957.
333	S.R.O. 2070, dated the 20th June 1957.	Ministry of Commerce & Industry.	Amendments made in the Laws of the East India Cotton Association Ltd., Bombay.
334	S.R.O. 2071, dated the 20th June 1957.	Ministry of Law	Direction by the President that all agreements to be made in connection with the economic and technical assistance to the Government of Nepal for the development plan shall be executed by the Director, Indian Aid Programme Mission, Nepal.
	S.R.O. 2072, dated the 20th June 1957.	Election Commission, India.	Corrigendum to Notification No. £2/295/57/1586, dated the 7th June, 1952.
335	S.R.O. 2073, dated the 21st June 1957.	Ministry of Finance	Amendment made in the notification No. I-Customs, dated the 9th March 1946.

Copies of the Gazettes Extraordinary mentioned above will be supplied on indent to the Manager of Publications, Civil Lines, Delhi. Indents should be submitted so as to reach the Manager within ten days of the date of issue of these Gazettes.

## PART II—Section 3

**Statutory Rules and Orders issued by the Ministries of the Government of India (other than the Ministry of Defence) and Central Authorities (other than the Chief Commissioners).**

### LOK SABHA SECRETARIAT

New Delhi, the 19th June 1957

**S.R.O. 2085.**—In exercise of the powers conferred by clause (3) of Article 98 of the Constitution, the President after consultation with the Speaker of the Lok

Sabha, hereby makes the following further amendments to the Lok Sabha Secretariat (Recruitment and Conditions of Service) Rules, 1955, namely:—

In the said Rules—

(1) in the First Schedule—

- (a) in the third column against item "3. Deputy Secretaries", for the figure "3", the figure "4" shall be substituted;
- (b) in the third column against item "4. Under Secretaries", for the figure "6", the figure "7" shall be substituted;
- (c) in the third column against item "11. Research Officer", for the figure "1", the figure "2" shall be substituted;
- (d) after item 11, the following item shall be inserted, namely:—  
"11A. Assistant Research Officer.....6";
- (e) after item 14, the following item shall be inserted, namely:—  
"14A. Assistant Watch and Ward Officer.....1";
- (f) in the third column against item "15. Assistant Superintendents", for the figure "6", the figure "9" shall be substituted;
- (g) item "20. Assistant Research Officer.....6" shall be deleted;
- (h) after item 20, the following item shall be inserted, namely:—  
"20A. Committee Assistants.....2";
- (i) in the third column against item "24. Stenographers", for the figure "4", the figures "10" shall be substituted;
- (j) in the third column against item "27. Assistants", for the figures "54", the figures "60" shall be substituted;
- (k) in the third column against item "30. Translators", for the figures "20", the figures "26" shall be substituted;
- (l) in the third column against item "31. Proof-Readers", for the figure "8", the figures "10" shall be substituted;
- (m) in the third column against item "32. Upper Division Clerks", for the figure "7", the figures "10" shall be substituted;
- (n) in the third column against item "38. Lower Division Clerks.....", for the figures "121", the figures "146" shall be substituted;
- (o) in the third column against item "40. Steno-typists", for the figure "4", the figure "7" shall be substituted;
- (p) in the third column against item "46. Daftaries", for the figures "17", the figures "21" shall be substituted;
- (q) in the third column against item "48. Peons", for the figures "67", the figures "72" shall be substituted;
- (r) in the third column against item "49. Sweepers", for the figure "4", the figure "5" shall be substituted.

(2) in the Second Schedule—

- (a) after item 12A, the following item shall be inserted, namely:—

"12B. Assistant

Research Officer	300-20-500- EB-25/2-550	300-20-500- EB-25/2-550";
------------------	----------------------------	------------------------------

- (b) in item 18 the marks "\*\*\*" shall be inserted at the beginning;

- (c) after the existing foot note add the following as a second footnote, namely:—

"\*\*\* An officer (Class II Non-Gazetted) holding the post of Personal Assistant in the scale of Rs. 250-10-300-15-375 shall, on promotion to the post of Private Secretary to Deputy Speaker, be allowed an initial pay of Rs. 325 in the scale of Rs. 275-25-500.";

(d) item "24. Assistant Research Officer" 300-20-500-EB- 300-20-500-EB-  
25/2-550. 25/2-550

- (e) after item 27, the following items shall be inserted, namely:—

"27A. Personal Assistant to Deputy Speaker 250-10-300-15-375. 250-10-300-15-375.

27B. Personal Assistant to Chairman, 250-10-300-15-375. 250-10-300-15-375.  
Public Accounts Committee

27C. Personal Assistant to Chairman, 250-10-300-15-375. 250-10-300-15-375".  
Estimates Committee.

(f) in the third column against item "44. Lower Division Clerks", for the existing entries (i) and (ii) the following entry shall be substituted, namely:—

“60—3—81—EB—4—125—5—130.”

(g) in the third column against item “45. Adrema Operator”, for the existing entry the word “Do” shall be substituted.

(h) in the third column against item “52. Hindi-typists”, for the existing entry the following entry shall be substituted, namely:—

“60—3—81—4—125—5—130”

[No. F. 1(1)-SD/57.]

M. N. KAUL, Secy.

### ELECTION COMMISSION, INDIA

*New Delhi-2, the 6th June 1957*

**S.R.O. 2086.**—In pursuance of sub-rule (4) of rule 134 of the Representation of the People (Conduct of Elections and Election Petitions) Rules, 1956, the Election Commission hereby notifies the name of the person shown in column I of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in column 2 thereof, at the general elections held in 1957, has in accordance with the decision given by the Election Commission under sub-rule (3) of the said rule, failed to lodge any account of his election expenses and has thereby incurred the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, Act 43 of 1951.

#### SCHEDULE

Name of contesting candidate	Name of constituency
I	2
Shri K. Shanti prakash, c/o Ajappa, Ambedkar Palya, Srinivasapur Town, Kolar,	Kolar.

[No. MY-P/243/57(12)/2802.1]

**S.R.O. 2087.**—In pursuance of sub-rule (4) of rule 134 of the Representation of the People (Conduct of Elections and Election Petitions) Rules, 1956, the Election Commission hereby notifies the name of the person shown in column 1 of the Schedule below who having been a contesting candidate for election to the House of the People from the constituency specified in column 2 thereof, at the general election held in 1957 has in accordance with the decision given by the Election Commission under sub-rule (3) of the said rule, failed to lodge his account of election expenses within the time required by law and has thereby incurred the disqualification under clause (c) of section 7 of the Representation of the People Act, 1951, (XLIII of 1951).

#### SCHEDULE

Name of contesting candidate.	Name of constituency
I	2
Shri Kishorilal Kundu, Village Amlatola, P.O. Kathihar District Purba.	West Dinajpur

[No. WB-P/368/57/(14)/2661.1]

A. KRISHNASWAMI AJYANGAR, Secy.

## MINISTRY OF LAW

New Delhi, the 13th June 1957

**S.R.O. 2088.**—In exercise of the powers conferred by sub-rule (2) of rule 11, clause (b) of sub-rule (2) of rule 14 and sub-rule (1) of rule 23 of the Central Civil Services (Classification, Control and Appeal) Rules, 1957, the President hereby directs that the following amendments shall be made in the Schedule to the notification of the Government of India in the Ministry of Law, No. S.R.O. 616, dated the 28th February, 1957, namely:—

In the said Schedule—

(1). in Part I, after the existing entries, the following entries shall be inserted, namely:—

1	2	3	4
---	---	---	---

*Office of the Income-tax Appellate Tribunal—*

All posts . . .	President, Income-tax Appellate Tribunal	President, Income-tax Appellate Tribunal.	All
-----------------	--	---	-----

(2) in part II, after the existing entries, the following entries shall be inserted, namely:—

1	2	3	4	5
---	---	---	---	---

*Office of the Income-tax Appellate Tribunal—*

(i) *At the headquarters of the Tribunal—*

All posts	Registrar, Income-tax Appellate Tribunal	Registrar, Income-tax Appellate Tribunal	All	President, Income-tax Appellate Tribunal.
-----------	--	--	-----	---

(ii) *At other places—*

All posts	Registrar, Income-tax Appellate Tribunal	Assistant Registrar of the Bench concerned.	(i) to (iii)	Senior Member of the Bench concerned.
		Registrar, Income-tax Appellate Tribunal.	All	President, Income-tax Appellate Tribunal.

(3) in Part III, after the entries enterires, the following entries shall be inserted, namely:—

1	2	3	4	5
---	---	---	---	---

*Office of the Income-tax Appellate Tribunal—*

(i) *At the headquarters of the Tribunal—*

All posts	Registrar, Income-tax Appellate Tribunal	Registrar, Income-tax Appellate Tribunal	All	President, Income-tax Appellate Tribunal.
-----------	--	--	-----	---

1

2

3

4

5

## (ii) At other places }

All posts,	Registrar, Income-tax Appellate Tribunal	Assistant Registrar, Income-tax Appellate Tribunal.	In- (i) to (iii)	Senior Member of the Bench concerned.
		Registrar, Income-tax Appellate Tribunal.	All	President, Income-tax Appellate Tribunal.

[No. F.4/57-A.V.]

B. N. LOKUR, Jt. Secy.

New Delhi, the 20th June 1957

**S.R.O. 2089.—Contracts/Am.(17).**—In exercise of the powers conferred by clause (1) of article 299 of the Constitution, the President hereby directs that the following further amendment shall be made in the notification of the Government of India in the Ministry of Law No. S.R.O. 3442, dated the 2nd November, 1955, relating to the execution of contracts and assurances of property, namely:—

In part X of the said notification, in item 2(i)(a) relating to the Directorate General of Food, after the word "machinery", the word "foodgrains" shall be inserted.

[No. F.7/57-SIL]

P. K. BOSE, Dy. Secy.

**ERRATUM**

New Delhi-1, the 19th June 1957

**S.R.O. 2090.**—In the Ministry of Law Notification bearing S.R.O. No. 1005-G, published in the Gazette of India, Extraordinary, Part II—Section 3, dated the 29th March, 1957 (page 1335/5) in the declaration of election result for Kolaba Parliamentary Constituency—

for 'Shri Raut Rajaram Balkrishnan' read "Shri Raut Rajaram Balkrishna".

[No. F.5(6)/57-Elecs.]

SURJEET SINGH MAMAK, Under Secy.

**MINISTRY OF REHABILITATION**

New Delhi, the 18th June 1957

**S.R.O. 2091.**—In exercise of the powers conferred by sub-section (1) of Section 3 of the Displaced Persons (Compensation & Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri J. N. Razdan, Land Allotment Officer as Settlement Officer for the purpose of performing the functions assigned to such officer by or under the said Act with effect from the date he took charge of his office.

[No. F.7/57/57-SII.]

**S.R.O. 2092.**—In exercise of the powers conferred by clause (a) of sub-section (2) of section 16 of the Displaced Persons (Compensation and Rehabilitation) Act, 1954 (44 of 1954), the Central Government hereby appoints Shri V. G. Pahlajani, Managing Officer for the custody, management and Disposal of all evacuee properties in the State of Bhopal, to be a Managing Officer for the custody, management and disposal of the Compensation Pool.

2. This Notification supersedes the Notification of the Government of India in the Ministry of Rehabilitation, No. F.10(78)S.I/55 dated the 6th/7th July, 1955.

[No. F.8/15/57-SII.]

L. B. MATHUR, Under Secy.

### MINISTRY OF TRANSPORT AND COMMUNICATIONS

(Department of Communications)

(Posts and Telegraphs)

New Delhi, the 25th June 1957

**S.R.O. 2093.**—In exercise of the powers conferred by sub-section (2) of Section 16 of the Indian Post Office Act, 1898 (6 of 1898), the Central Government hereby makes the following further amendment in the Indian Post Office Rules, 1933, namely:—

In item (uu) of rule 183 of the said Rules for the word "Chairman" the word "Director" shall be substituted.

[No. 24/6/57/CL.]

H. C. SHARMA, Under Secy.

New Delhi, the 25th June 1957

**S.R.O. 2094.**—In exercise of the powers conferred by Section 7 of the Indian Telegraph Act, 1885 (13 of 1885), the Central Government hereby makes the following further amendment in the Indian Telegraph Rules 1951, namely:—

In the said Rules, for rule 441, the following shall be substituted, namely:—

"441. *Charges.*—Urgent inland trunk calls shall be charged at double the rate for ordinary calls. 'SVH', 'Most Immediate', 'Operations Immediate', 'Immediate' and 'Important' calls shall be charged at four times the rate for ordinary calls."

The above amendment shall come into force on the 1st day of July, 1957.

[No. PHB. 112-28/56.]

K. K. SARAN, Dy. Secy.

### MINISTRY OF HOME AFFAIRS

New Delhi-2, the 17th June 1957

**S.R.O. 2095.**—In exercise of the powers conferred by Sub-sections (3), (4) and (5) of section 13 of the Central Sales Tax Act, 1956 (74 of 1956), the Central Government hereby makes the following rules, namely:—

1. (1) These rules may be called the Central Sales Tax (Delhi) Rules, 1957.
- (2) The Rules shall be applicable to the Union territory of Delhi.

2. In these rules, unless the context otherwise requires—

- (a) 'Act' means the Central Sales Tax Act, 1956 (74 of 1956);
- (b) 'Commissioner of Sales Tax' means the officer appointed by that designation by the Chief Commissioner of Delhi under the Bengal Finance (Sales Tax) Act, 1941, as extended to Delhi;
- (c) 'Form' means a form appended to these rules;
- (d) 'Taxation Officer' means the officer appointed under sub-section (1) of section 3 of the Bengal Finance (Sales Tax) Act, 1941 as extended to the Union Territory of Delhi to assist the Commissioner of Sales Tax.

3. A dealer shall submit returns in Form 1.

*4. Authority from which Declaration Forms may be obtained, use, custody and maintenance of records of such forms and matters incidental thereto:*—(1) A registered dealer, who wishes to purchase goods from another such dealer on payment of tax at the rate applicable under the Act to sales of goods by one registered dealer to another, for the purpose specified in the purchasing dealer's certificate of registration, shall obtain from the Taxation Officer a blank Declaration Form prescribed under rule 12 of the Central Sales Tax (Registration and Turn-over) Rules, 1957 for furnishing it to the selling dealer. Before furnishing the Declaration to the selling dealer the purchasing dealer, or any responsible person authorised by him in his behalf, shall fill in all required particulars in the Form, and shall also affix his usual signature in the space provided in the Form for this purpose. Thereafter, the counterfoil of the Form shall be retained by the purchasing dealer and the other two portions marked "original" and "duplicate" shall be made over by him to the selling dealer:

Provided that no single Declaration shall cover more than one transaction of sale, except in cases where the total amount covered by one declaration is equal to or less than Rs. 5,000/- or such other amount as the Commissioner of Sales Tax may, by a general order, notify in the official Gazette.

Provided further that counterfoils of the declaration forms should be maintained by the dealer for a period of 5 years or such further period as may be prescribed by the Commissioner of Sales Tax.

(2) A registered dealer who claims to have made a sale to another registered dealer shall, in respect of such claim, attach to his return in Form 1 the portion marked "original" of the Declaration received by him from the purchasing dealer. The assessing authority may, in its discretion, also direct the selling dealer to produce for inspection the portion of the Declaration marked "duplicate".

(3) No purchasing dealer shall give, nor shall a selling dealer accept, any Declaration except in a Form obtained by the purchasing dealer, on application, from the Taxation Officer and not declared obsolete and invalid by the Commissioner of Sales Tax under the provisions of sub-rule (10).

(4) Every Declaration Form obtained from the Taxation Officer by a registered dealer shall be kept by him in safe custody and he shall be personally responsible for the loss, destruction or theft of any such Form or the loss of Government revenue, if any, resulting directly or indirectly from such loss, destruction or theft.

(5) Every registered dealer to whom any Declaration Form is issued by the Taxation Officer shall maintain, in a register in Form 2 a true and complete account of every such Form received from the said authority. If any such Form is lost, destroyed or stolen, the dealer shall report the fact to the said authority immediately, shall make appropriate entries in the remarks column of the register in Form 2, and take such other steps to issue public notice of the loss, destruction or theft as the said authority may direct.

(6) Any unused Declaration Forms remaining in stock with a registered dealer on the cancellation of his registration certificate shall be surrendered to the Taxation Officer.

(7) No registered dealer to whom a Declaration Form is issued by the Taxation Officer shall, either directly or through any other person, transfer the same to another person except for the lawful purpose of sub-rule (1).

(8) A declaration Form in respect of which a report has been received by the Taxation Officer under sub-rule (5) shall not be valid for the purpose of sub-rule (1).

(9) The Commissioner of Sales Tax shall from time to time publish in the official Gazette the particulars of the Declaration Form in respect of which a report is received under sub-rule (5).

(10) The Commissioner of Sales Tax may, by notification, declare that Declaration Forms of a particular series, design or colour shall be deemed as obsolete and invalid with effect from such date as may be specified in the notification.

(11) When a notification declaring Forms of a particular series, design or colour obsolete and invalid is published under sub-rule (10) all registered dealers shall, on or before the date with effect from which the forms are so declared obsolete and invalid, surrender, to the Taxation Officer all unused Forms of that series, design or colour which may be in their possession and obtained in exchange such new Forms as may be substituted for the forms declared obsolete and invalid.

Provided that new Forms shall not be issued to a dealer until he has rendered account of the old Forms lying with him and returned the balance, if any, in his hand to the said authority.

5. Subject to these rules and the Central Sales Tax (Registration and Turn-over) Rules, 1957, the provisions of the Bengal Finance (Sales Tax) Act, 1941 as extended to Delhi and the rules made thereunder shall apply *mutatis mutandis* to the publication of lists of registered dealers, the maintenance, production and inspection of accounts, the entry and search of premises, the furnishing of information relating to the business of a dealer and any other matter specified in sub-section (4) of section 18 of the Act.

6. A breach of these rules including any provision of the Bengal Finance (Sales Tax) Act, 1941, as extended to Delhi and the rules made thereunder, which have been made applicable by rule 5, shall be punishable with fine which may extend to five hundred rupees and when the offence is a continuing offence, with a daily fine which may extend to fifty rupees for every day during which the offence continues.

#### FORM I.

##### *Form or Return under Rule 3 of the Central Sales Tax (Delhi) Rule, 1957.*

Return for the period from ..... to .....  
Registration Mark and No. ....

Name of the dealer.....  
Status .....

(Whether individual, Hindu undivided family,  
association, club, firm, company, guardian  
or trustee.)

Style of the business .....

1. Gross amount received or receivable by the dealer during the period in respect of sales of goods. ....  
Rs. .... nP.

DEDUCT— Rs. nP.

(i) Sales of goods outside  
the State (as defined  
in Sec. 4 of the Act) .....

(ii) Sales of goods in  
course of exports outside  
India (as defined in  
Sec. 5 of the Act) .....

2. Balance — Turnover  
on inter-State sales and  
sales within the State .....

DEDUCT— Turnover on sales  
within the State .....

Place. .... Signature .....  
Date ..... Status .....

#### ACKNOWLEDGEMENT

Received from....., a dealer possessing Registration Certificate No..... a return of sales tax payable by him for the period from.....to.....with enclosures mentioned therein.

Place. ....

*Receiving Officer.*

## **Date**

## FORM 2

Register of declaration Forms maintained under Rule 4(5) of the Central Sales Tax (Delhi) Rules, 1957

RECEIPTS							ISSUES							
Date of re- ceipt	Authority from whom receipt received	Book No.	Sl. No. ....	Date of issue	Book No.	Sl. No.	Name and address of seller to whom issued	No. and date of order in res- pect of which issued	Descrip- tion of goods in respect of which issued	Value of the goods	Seller's cash/ memo/ chalan No. in ref- erence to which issu- ed	No. and date of railway receipt or other carriers chalan for the goods	Surren- dered to (sales tax or other authority)	Remarks
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15

[No. F. 27/9/57-Judl. II.]

**S.R.O. 2096.**—In exercise of the powers conferred by sub-sections (3), (4) and (5) of section 18 of the Central Sales Tax Act, 1956 (74 of 1956), the Central Government hereby makes the following rules, namely:—

1. (1) These rules may be called the Central Sales Tax (Manipur) Rules, 1957.  
 (2) They extend to the Union territory of Manipur.
2. In these rules, unless the context otherwise requires:—
  - (a) 'Act' means the Central Sales Tax Act, 1956 (74 of 1956);
  - (b) 'Commissioner of Taxes' means the officer appointed by that designation by the Chief Commissioner of Manipur under the Assam Amusement and Betting Tax Act, 1939 as extended to the Union territory of Manipur;
  - (c) 'Form' means a form appended to these rules;
  - (d) 'Taxation Officer' means the officer appointed by that designation under section 8 of the Assam Sales Tax Act, 1947 as extended to the Union territory of Manipur.

3. A dealer shall submit returns in Form 1.

4. *Authority from which Declaration Forms may be obtained, use, custody and maintenance of records of such forms and matters incidental thereto.*—(1) A registered dealer, who wishes to purchase goods from another such dealer on payment of tax at the rate applicable under the Act to sales of goods by one registered dealer to another, for the purpose specified in the purchasing dealer's certificate of registration, shall obtain from the Taxation Officer a blank Declaration Form prescribed under rule 12 of the Central Sales Tax (Registration and Turn-over) Rules, 1957 for furnishing it to the selling dealer. Before furnishing the Declaration to the selling dealer the purchasing dealer, or any responsible person authorised by him in his behalf, shall fill in all required particulars in the Form, and shall also affix his usual signature in the space provided in the Form for this purpose. Thereafter, the counterfoil of the Form shall be retained by the purchasing dealer and the other two portions marked "original" and "duplicate" shall be made over by him to the selling dealer:

Provided that no single Declaration shall cover more than one transaction of sale, except in cases where the total amount covered by one declaration is equal to or less than Rs. 5,000/- or such other amount as the Commissioner of Taxes may, by a general order, notify in the official Gazette.

(2) A registered dealer who claims to have made a sale to another registered dealer shall, in respect of such claim, attach to his return in Form 1 the portion marked "original" of the Declaration received by him from the purchasing dealer. The assessing authority may, in its discretion, also direct the selling dealer to produce for inspection the portion of the Declaration marked "duplicate".

(3) No purchasing dealer shall give, nor shall a selling dealer accept, any Declaration except in a Form obtained by the purchasing dealer, on application, from the Taxation Officer and not declared obsolete and invalid by the Commissioner of Taxes under the provisions of sub-rule (10).

(4) Every Declaration Form obtained from the Taxation Officer by a registered dealer shall be kept by him in safe custody and he shall be personally responsible for the loss, destruction or theft of any such Form or the loss of Government revenue, if any, resulting directly or indirectly from such loss, destruction or theft.

(5) Every registered dealer to whom any Declaration Form is issued by the Taxation Officer shall maintain, in a register in Form 2 a true and complete account of every such Form received from the said authority. If any such Form is lost, destroyed or stolen, the dealer shall report the fact to the said authority immediately, shall make appropriate entries in the remarks column of the Register in Form 2, and take such other steps to issue public notice of the loss, destruction or theft as the said authority may direct.

(6) Any unused Declaration Forms remaining in stock with a registered dealer on the cancellation of his registration certificate shall be surrendered to the Taxation Officers.

(7) No registered dealer to whom a Declaration Form is issued by the Taxation Officer shall, either directly or through any other person, transfer the same to another person except for the lawful purpose of sub-rule (1).

(8) A declaration Form in respect of which a report has been received by the Taxation Officer under sub-rule (5) shall not be valid for the purpose of sub-rule (1).

(9) The Commissioner of Taxes shall from time to time publish in the Official Gazette the particulars of the Declaration Form in respect of which a report is received under sub-rule (5).

(10) The Commissioner of Taxes may, by notification, declare that Declaration Forms of a particular series, design or colour shall be deemed as obsolete and invalid with effect from such date as may be specified in the notification.

(11) When a notification declaring Forms of a particular series, design or colour obsolete and invalid is published under sub-rule (10) all registered dealers shall, on or before the date with effect from which the forms are so declared obsolete and invalid, surrender to the Taxation Officer all unused Forms of that series, design or colour which may be in their possession and obtain in exchange such new Forms as may be substituted for the forms declared obsolete and invalid:

Provided that new Forms shall not be issued to a dealer until he has rendered account of the old Forms lying with him and returned the balance, if any, in his hand to the said authority.

5. Subject to these rules and the Central Sales Tax (Registration and Turn-over) Rules, 1957, the provisions of the Assam Sales Tax Act, 1947, as extended to Manipur and the rules made thereunder shall apply *mutatis mutandis* to the publication of lists of registered dealers, the maintenance, production and inspection of accounts, the entry and search of premises, the furnishing of information relating to the business of a dealer, and any other matter specified in sub-section (4) of section 13 of the Act.

6. A breach of these rules including any provision of the Assam Salts Tax Act, 1947, as extended to Manipur and the rules made thereunder which have been made applicable by rule 5 shall be punishable with fine which may extend to five hundred rupees and when the offence is a continuing offence, with a daily fine which may extend to fifty rupees for every day during which the offence continues.

**FORM I**

*Form of Return under Rule 3 of the Central Sales Tax (Manipur) Rule, 1957.*

**Return** for the period from ..... to .....

Registration Mark and No. ....  
Name of the dealer.....

Name of the dealer : ..... Status : .....

**Status** (Whether individual, Hindu undivided)

family, association, club, firm, com-

Style of the business .....

Table 1. Summary of the main characteristics of the four groups of patients.

**Gross amount received or receivable by  
the dealer during the period in respect of  
sales of goods.....**

(i) Sales of goods outside the State (as defined in Sec. 4 of the Act) . . . . .  
 (ii) Sales of goods in course of export outside India (as defined in Sec. 5 of the Act). . . . .

2. Balance—Turnover on inter-State sales and sales within the State .....	Rs.	nP.
<b>DEDUCT</b> —Turnover on sales within the State .....		
3. Balance—Turnover on inter-State sales .....	Rs.	nP.
<b>DEDUCT</b> —Cost of freight, delivery or installation when such cost is separately charged .....		
4. Balance—Total turnover on inter-State sales .....	Rs.	nP.
5. Goodswise break-up of above .....		
A. Declared goods—		
(i) sold to registered dealers on prescribed declaration ( <i>vide</i> Declaration attached) .....	Rs.	nP.
(ii) sold otherwise .....	Rs.	nP.
B. Other goods—		
(i) sold to registered dealers on prescribed declaration ( <i>vide</i> declarations attached) .....	Rs.	nP.
(ii) sold otherwise .....	Rs.	nP.
Total .....	Rs.	nP.
6. (i) Taxable at     % Rs. on which tax amounts to     Rs.	Rs.	nP.
(ii)     "     % Rs. ....	Rs.	nP.
(iii)     "     % Rs. ....	Rs.	nP.
(iv)     "     % Rs. ....	Rs.	nP.
(v)     "     % Rs. ....	Rs.	nP.
(vi)     "     % Rs. ....	Rs.	nP.
7. Total tax payable on Rs..... amount to Rs.....	Rs.	nP.
8. Tax paid, if any, by means of     } Rs..... nP. Treasury chalan/M.O. No. .... dated .....		
9. Balance due/excess paid, if any .....	Rs.	nP.

1. I enclose with this return the original copy of each of the declaration received by me in respect of sales made to registered dealers, together with a signed list of such declarations.  
 2. I declare that the statements made and particulars furnished in and with this return are true and complete.

Place ..... Signature .....  
 Date ..... Status .....

#### ACKNOWLEDGEMENT

Received from....., a dealer possessing Registration Certificate No....., a return of sales tax payable by him for the period from ..... to ..... with enclosures mentioned therein.

Place ..... Receiving Officer.  
 Date .....

## FORM 2

*Register of Declaration Forms maintained under Rule 4(5) of the Central Sales Tax (Manipur) Rules, 1957*

RECEIPTS							ISSUES							
Date of re- ceipt	Authority from whom	Book No.	Sl. No.	Date of Issue	Book	Sl. No.	Name & address of seller	No. & date of order in respect of whom issued.	Description of goods	Value of the goods which issued	Seller's cash memo/ chalan No. in reference to which issued	No. & date of railway receipt or other carriers chalan for the goods	Surren- dered to (sales tax au- thority)	Remarks.
1	2	3	4	5	6	7	8	9	10	11	12	13	14	15

[No. F. 27/3/57-Judl. II.

S. SRINIVASAN, Under Secy.

New Delhi-2, the 22nd June 1957

**S.R.O. 2097.**—In pursuance of clause (b) of rule 2 of the Citizenship Rules, 1956, the Central Government hereby appoints each of the officers specified in column 1 of the Schedule hereto annexed to perform in the Union territory of Tripura the functions of the Collector under the said Rules in respect of the area specified against him in the corresponding entry in column 2 of the said Schedule.

SCHEDULE

1	2
<i>Designation of the Officer</i>	<i>Area</i>
1. Sub-Divisional Officer Sadar.	Sadar Sub-Division.
2. Sub-Divisional Officer, Sonamura.	Sonamura Sub-Division.
3. Sub-Divisional Officer, Udaipur.	Udaipur Sub-Division.
4. Sub-Divisional Officer, Belonia.	Belonia Sub-Division.
5. Sub-Divisional Officer, Sabroom.	Sabroom Sub-Division.
6. Sub-Divisional Officer, Amarpur.	Amarpur Sub-Division.
7. Sub-Divisional Officer, Dharmanagar.	Dharmanagar Sub-Division.
8. Sub-Divisional Officer, Kailashahar.	Kailashahar Sub-Division.
9. Sub-Divisional Officer, Khowai.	Khowai Sub-Division.
10. Sub-Divisional Officer, Kamalpur.	Kamalpur-Division.

2. The notifications of the Government of India in the Ministry of Home Affairs No. 10/3/56(i)-IC, dated the 1st August, 1956 and No. 10/3/56-IC, dated the 11th October, 1956, published respectively at pages 1353 and 1729 of the Gazette of India, Part II-Section 3, dated the 11th August, 1956 and the 20th October, 1956, are hereby cancelled

[No. 10/7/56-IC.]

FATEH SINGH, Dy. Secy.

New Delhi-2, the 24th June 1957

**S.R.O. 2098.**—In exercise of the powers conferred by sub-section (a) of Section 27 of the Indian Arms Act, 1878 (XI of 1878), the Central Government hereby exempts Shri Wangnoo of Srinagar from the prohibitions contained in rule 7(b) of the Indian Arms Rules, 1951, made thereunder, in respect of a gift parcel containing a shot gun.

[No. 17/5/57Police-(IV)].

C. P. S. MENON,  
Regulations Officer.

New Delhi-2, the 25th June 1957

**S.R.O. 2099.**—In pursuance of sub-rule (1), and the first proviso to sub-rule (2), of rule 4 of the Indian Administrative Service (Cadre) Rules 1954, the Central Government, in consultation with the Government of Uttar Pradesh, hereby makes the following amendments in the Indian Administrative Service (Fixation of Cadre Strength) Regulations, 1955, namely:—

In the said Regulations, in the Schedule relating to "Uttar Pradesh",—

(1) for the entry

"Commissioner of Divisions.....8",

the following entry shall be substituted, namely:—

"Commissioners of Divisions (Meerut, Agra, Rohilkhand, Allahabad, Gorakhpur, Lucknow, Faizabad and Varanasi.....8";

(2) after the entry

"Deputy Secretaries to Government.....10",  
the following entries shall be inserted, namely:—

"Commissioner, Kumaun Division.....1

Commissioner, Jhansi Division.....1";

(3) the entry

"District Magistrates in charge of Revenue Divisions.....2"  
and the entry

"Additional District Magistrates.....2",  
shall be omitted;

(4) for the entry

"District Magistrates .....49",  
the entry

"Deputy Commissioners/Magistrates and Collectors .....51"  
shall be substituted.

[No. 13/27/57-AIS(III).]

**S.R.O. 2100.**—In pursuance of rule 11 of the Indian Administrative Service (Pay) Rules, 1954, the Central Government, after consultation with the Government of Uttar Pradesh, hereby makes the following amendments in Schedule III appended to the said Rules, namely:—

In the said Schedule,

(1) under the heading "A—Posts carrying pay above the time-scale pay in the Indian Administrative Service under the State Governments.", for the entries in the second and third columns against "Uttar Pradesh" in the first column, the following entries shall be substituted, namely:—

"Chief Secretary to Government.....2500

Member, Board of Revenue (Administrative).....2500

Member(s), Board of Revenue (Ordinary).....2250

Commissioner(s)

(Meerut, Agra, Rohilkhand,.....2250

Allahabad, Gorakhpur, Lucknow, Faizabad and Varanasi)

Development Commissioner.....2250

Land Reforms Commissioner.....2250";

(2) under the heading "B—Posts carrying pay in the senior time-scale of the Indian Administrative Service under the State Governments including posts carrying special pay in addition to pay in the time-scale", for the entries under "Uttar Pradesh", the following entries shall be substituted, namely:—

"Secretary(ies) to Government.

Additional or Joint Secretary(ies) to Government.

Private Secretary to Chief Minister.

Secretary to Governor.

Deputy Secretary(ies) to Government.

Commissioner, Kumaun Division.

Commissioner, Jhansi Division.

Excise Commissioner.

Director of Industries.

Additional or Joint Director of Industries.

Labour Commissioner.

Chairman and Member(s), Labour Tribunals.

Deputy Labour Commissioner.

Cane Commissioner.

Sales Tax Commissioner.

Settlement Officer(s).

Deputy Commissioner(s)/Magistrate(s) and Collector(s).

Joint or Deputy Development Commissioner(s).

Deputy Land Reforms Commissioner(s).

Additional or Joint Sales Tax Commissioner."

[No. 13/27/57-AIS(III)-A.]

P. PRABHAKAR RAO, Dy. Secy.

## (Administrative Vigilance Division)

*New Delhi, the 21st June 1957*

**S.R.O. 2101.**—In exercise of the powers conferred by Section 3 of the Delhi Special Police Establishment Act, 1946 (25 of 1946), the Central Government hereby makes the following further amendments in the notification of the Government of India in the Ministry of Home Affairs No. 7/5/55-AVD dated the 6th November, 1956, namely:—

In the said notification in clause (a)

- (i) after the figures 182 the figures "231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257" shall be inserted;
- (ii) for the word, letter and figures 'and 477A' the word, letters and figures "477A, 489A, 489B, 489C, 489D and 489E" shall be inserted.

[No. 7/7/57-AVD.]

M. GOPAL MENON, Dy. Secy.

## MINISTRY OF FINANCE

## (Department of Economic Affairs)

*New Delhi, the 18th June 1957*

**S.R.O. 2102.**—In exercise of the powers conferred by sub-section (1) of Section 17 of the Life Insurance Corporation Act, 1956 (31 of 1956), the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Finance No. 12(1)-INS(II)/57, dated the 25th May 1957, namely:—

In the said notification for the words, letters and figures "hereby constitutes with effect from the 25th May, 1957 a Tribunal for the purposes of the said Act and appoints the following persons", the words, letters and figures "has constituted with effect from the 16th May, 1957 a Tribunal for the purposes of the said Act and has appointed the following persons" shall be substituted.

[No. 12(1)-INS(II)/57.]

B. K. KAUL, Joint Secy.

## (Department of Economic Affairs)

*New Delhi, the 19th June 1957*

**S.R.O. 2103.**—In exercise of the powers conferred by sub-section (3) of section 1 of the Central Sales Tax Act, 1956 (74 of 1956), and in supersession of the notification of the Ministry of Finance, Department of Economic Affairs, S.R.O. No. 1004 dated the 28th March, 1957, the Central Government hereby appoints the 1st day of October, 1957, as the date on which section 15 of the said Act shall come into force.

[No. F. 9(9)-ST/57.]

H. M. PATEL, Principal Secy.

## (Department of Economic Affairs)

*New Delhi, the 20th June 1957*

**S.R.O. 2104.**—In exercise of the powers conferred by section 53 of the Banking Companies Act, 1949 (10 of 1949), the Central Government, on the recommendation of the Reserve Bank of India, hereby declares that the provisions of sub-section (2) of section 12 of the said Act shall not apply to the Allahabad Bank Ltd., in so far as these provisions relate to the voting rights of the Chartered Bank, London, as a shareholder of the said Allahabad Bank Ltd.

[No. 4(79)-F. I/57.]

B. SHUKLA, Dy. Secy.

**(Department of Company Law Administration)***New Delhi, the 22nd June 1957****The Companies (Central Government's) General Rules and Forms, 1956***

**S.R.O. 2105.**—In exercise of the powers conferred by clauses (a) and (b) of sub-section (1) of section 642 of the Companies Act, 1956 (I of 1956), the Central Government hereby makes the following further amendments in the Companies (Central Government's) General Rules and Forms, 1956, namely:—

In the said rules.—

In Form No. 29, in the Note at the end, the brackets and figure "(1)" at the commencement and the whole of item (2) shall be omitted.

[No. 8/264/57-PR.]

J. L. KUNDU, Dy. Secy.

**(Department of Revenue)****DANGEROUS DRUGS***New Delhi, the 18th June 1957*

**S.R.O. 2106.**—In pursuance of sub-clause (ii) of clause (g) of section of the Dangerous Drugs Act, 1930 (2 of 1930), and the Protocol signed at Paris on the 19th November, 1948, supplementing the earlier Geneva Conventions of 1925, 1931 and 1936 relating to drugs placed under international control, the Central Government hereby makes the following amendment in the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. 4-Dangerous Drugs, dated the 4th December, 1956, namely:—

In the said notification, for item No. (45), the following shall be substituted, namely:—

"(45) 1-[2-(p-Aminophenyl)-ethyl]-4-carbethoxy-4-phenylpiperidine (otherwise known as 1-[2-p-aminophenyl]-ethyl]-4-phenylpiperidine-4-carboxylic acid ethyl ester) and its salts and preparations, admixtures, extracts and other substances containing any of these drugs.....Group I."

[No. 9.]

B. D. DESHMUKH, Dy. Secy.

**(Department of Revenue)****CUSTOMS***New Delhi, the 29th June 1957*

**S.R.O. 2107.**—In exercise of the powers conferred by section 19 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendment in the notification of the Government of India in the Ministry of Finance (Revenue Division), No. 20-Customs, dated the 4th October 1947, namely:—

For the Schedule annexed to the said notification, the following Schedule shall be substituted, namely:—

**"SCHEDULE**

**Continent of Africa.**—Angola, Sudan (Lying South of 15 degree North parallel of Latitude), Bechuanaland, Belgian Congo, British Somaliland, Cameroons, Dahomey, Eritrea, Ethiopia, French Equatorial Africa, French Guinea, French Somaliland, French West Africa, Gambia, Ghana, Islands of the Gulf of Guinea, Italian Somaliland, Ivory Coast, Kenya, Liberia, Nigeria, Northern Rhodesia, Nyasaland, Portuguese Guinea, Senegal, Sierra Leone, Spanish Guinea, Tanganyika Territory, Togoland, Uganda, Upper Volta Territory, and Zanzibar.

**Continent of South America.**—Bolivia, Brazil, British Guiana, Colombia, Dutch Guiana, Ecuador, French Guiana, Peru, Trinidad and Tobago Islands (British West Indies), and Venezuela.

*Central America.*—Nicaragua, Republic of Costa Rica, Republic of Honduras, Republic of Panama including the Panama Canal zone and Guatemala.”

[No. 135.]

M. A. RANGASWAMY, Dy. Secy.

(Department of Revenue)

CENTRAL EXCISES

New Delhi, the 29th June 1957

**S.R.O. 2108.**—In exercise of the powers conferred by section 37 of the Central Excises and Salt Act, 1944 (I of 1944), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further amendments in the Central Excises Rules, 1944, namely:—

In the said rules—

- I. In sub-rule (1) of rule 97, for the words “which are returned to it”, the words “which are returned to the same or any other factory” shall be substituted.
- II. In sub-rule (1) of rule 97A, for the words “to be returned to the factory”, the words “to be returned to the same or any other factory” shall be substituted.

[No. 53/57.]

L. S. MARTHANDAM, Under Secy.

(Department of Revenue)

ORDER

STAMPS

New Delhi, the 19th June 1957

**S.R.O. 2109.**—In exercise of the powers conferred by clause (a) of sub-section (1) of section 9 of the Indian Stamp Act, 1899 (2 of 1899), the Central Government hereby remits the duty with which the lease deed dated the 28th May, 1957, executed by the High Commissioner for the United Kingdom in India, in respect of the bungalow at No. 117/48, Diplomatic Enclave (Krishna Nagar), New Delhi, is chargeable under the said Act.

[No. 18.]

M. PANCHAPPA, Under Secy.

(Department of Revenue)

INCOME-TAX

New Delhi, the 29th June 1957

**S.R.O. 2110.**—In exercise of the powers conferred by sub-section (2C) of section 10 of the Indian Income-tax Act, 1922 (11 of 1922), the Central Government hereby makes the following rules, namely:—

1. These rules may be called the ‘Income-tax Allowances (Current Profits Deposit) Rules, 1957’.

DEFINITIONS

2. In these Rules,—

(1) “Act” means the Indian Income-tax Act, 1922 (11 of 1922).

- (2) "approved purpose" means any purpose which involves the utilisation of the financial resources of a company for—
- capital expenditure for the construction, erection or acquisition, by way of replacement or otherwise, of buildings, land, plant, machinery and other fixed assets required for the purpose of the existing business of the company;
  - repayment of moneys borrowed by the company on the security of its fixed assets for the purpose of carrying on such business;
  - and includes any other purpose including repayment of borrowings other than those referred to in (ii) aforesaid, the application of the financial resources of a company on which, is, in the opinion of the Commissioner of Income-tax or Board of Referees, having regard to the nature of the company's business (and such other circumstances as he or the Board of Referees may consider relevant), justified:

Provided that where the total income of a company includes any income which arises outside India, in a country the laws of which prohibit or restrict the remittance of money to India, such income (as reduced by the amount of tax payable thereon in that country) shall, to the extent it cannot be brought to India by reason of such prohibition or restriction, be regarded as having been utilised on an approved purpose.

- (3) "Bank" means the Reserve Bank of India and includes its agencies carrying on agency business on behalf of the Reserve Bank of India.
- (4) "Board of Referees" means the Board of Referees appointed under rule 16.
- (5) "current profits deposit" or 'deposit' means the deposit which a company has to make with the Central Government under sub-section (2B) of section 10 of the Act at a percentage of the amount by which the statutory surplus, as hereinafter defined, exceeds the sum of rupees one lakh.
- (6) "due date" with reference to deposit means the 30th day of June of the assessment year relevant to the previous year.
- (7) "Form" means a Form appended to these Rules.
- (8) "statutory surplus" means the sum of the following amounts, namely:—
- the total income of the company for the previous year, as reduced by the amount of income-tax and super-tax payable in respect thereof and by the dividends, if any declared during the previous year, and
  - the sum of the allowances made under clauses (vi), (via), (vib) or (vii) of sub-section (2) of section 10 of the Act.

#### COMPUTATION OF THE DEPOSIT IN CERTAIN CASES

3. For the purpose of determining the current profits deposit in the case of a non-resident company incorporated outside India, the dividends declared during any previous year shall be—

- the dividends actually declared by it in India in respect of its income, profits or gains, in India, or
- where no dividends are declared in India, the amount, if any, which the company has, with the permission of the Reserve Bank of India, remitted outside India during the previous year, out of its current income, profits and gains.

4. Where any portion of the profits and gains of a company is not included in its total income by reason of such portion being exempt from tax under any provision of the Act, the amount of the dividends declared during the previous year shall, for the purpose of determining the current profits deposit, be deemed to be such proportion thereof as the total income of the company for the previous year bears to its total profits and gains for that year reduced by such allowances as may be admissible under the Act which have not been taken into account by the company in its profit and loss account for that year.

### PROCEDURE FOR MAKING THE DEPOSIT

5. The deposit shall be made by the company on or before the due date without any notice or requirement therefor from the Income-tax Officer who shall make available to the company on request the requisite number of challans to enable it to make the deposit:

Provided that for the assessment year 1957-58 any deposit made by a company on or before the 31st of August, 1957 or within six months of the end of the relevant previous year shall be deemed to have been made on the due date.

6. The amount to be deposited shall be calculated in whole units of rupees, fractions of a rupee being ignored.

7. The amount shall be deposited with the Bank who will credit it, to the Government account under the head of account:

P. Deposits and Advances—B. Other Deposits Accounts—Other Deposits—Deposits under the Income-tax Allowances (Current Profits Deposit) Rules, 1957.

8. The company shall, within fifteen days of making a deposit, furnish to the Income-tax Officer a statement in Form A showing the basis on which it computed the amount of the deposit and a receipt from the Bank for the amount deposited.

9. If it so desires, a company may, in lieu of making a deposit of money in the Bank, deposit Government securities of the requisite market value with the Bank, which shall hold such securities in its custody, and the provisions of these rules relating to refunds shall apply to the return of such securities as they apply to refund of deposits. No interest shall be payable by the Government on the securities deposited under these rules except, the interest due on the securities according to the terms of their issue which will be periodically realised and paid by the Bank after deduction of the usual collection charges.

10. (1) Where the sum of the amounts, if any actually deposited and deemed under rule 11(2) to have been deposited by a company is less than the amount found due to be deposited on the basis of the total income as computed by the Income-tax Officer for purposes of an assessment under section 23, the Income-tax Officer may direct the company to deposit within 30 days of receipt of his direction, an amount equal to such deficiency, together with interest thereon at 6 per cent. for the period commencing from the due date and ending on the date on which such additional deposit is made.

(2) Notwithstanding that the period allowed in sub-rule (1) for making the additional deposit has not expired, the Income-tax Officer may complete the assessment of the company for the relevant year as if no deposit has been made or is deemed to have been made on the due date under sub-section (2B) of Section 10 of the Act;

Provided that in such a case the collection of that portion of the tax as is attributable to the sum of the allowances under clauses (vi), (via), (vib) and (vil) of sub-section 10, which have been disallowed as aforesaid in computing the total income, shall be deferred till the expiry of the period given for making the additional deposit; and if such additional deposit is made within the period allowed, the assessment shall be rectified by reducing the total income by the amount of allowances aforesaid.

(3) Where the amount of deficiency mentioned in sub-rule (1) together with interest thereon calculated as aforesaid is not deposited by the company within the period allowed, the company shall be deemed not to have made any deposit under sub-section (2B) of section 10 for the relevant year, and thereupon the Income-tax Officer shall issue an intimation to that effect to the Board of Reference, and the Board of Reference shall issue to the Bank an order for refund of the amount, if any, deposited by the company for that year, and such amount shall not carry any interest.

11.(1) Where a company having utilised on purposes mentioned in clauses (i) and (ii) of sub-rule (2) of rule 2 of the whole or a substantial portion of its moneys represented by reserves and accumulated profits—

(a) has also utilised on such aforesaid purposes; or

(b) requires before the due date, or the expiry of six months from the end of the previous year, as the case may be, for application on such

aforesaid purpose or on a purpose which it requires to be declared as an approved purpose within the meaning of clause (iii) of sub-rule (2) of rule (2)—

the whole or a part of the moneys attributable to the statutory surplus relating to that previous year and in consequence thereof finds that the balance of the moneys attributable to the statutory surplus is or will be insufficient to make the full amount of the current profits deposit due for that year, it may before the 15th of April, following the previous year or in cases to which the proviso to rule 5 is applicable, before the expiry of three months from the end of the previous year, make a representation in Form B to the Commissioner of Income-tax in that behalf furnishing therein adequate proof to establish the facts aforesaid:

Provided that the period for making a representation in Form B under sub-rule (1) shall in no case be less than 60 days from the date of commencement of these rules.

(2) If the Commissioner of Income-tax is satisfied, on considering the representation made by the company under sub-rule (1), and after making such enquiries or calling for such information from the company as he may consider relevant, that the company cannot make the full amount of the current profits deposit for the reasons adduced by it in the said representation, he shall—

- (i) determine the portion of the moneys attributable to the statutory surplus which have been utilised or required to be utilised for approved purposes;
- (ii) determine the balance of the moneys attributable to the statutory surplus which remains after excluding therefrom the portion mentioned in (i);
- (iii) determine the amount by which the balance mentioned in (ii) falls short of the current profits deposit; and
- (iv) direct that the amount mentioned in (iii) shall be deemed to have been deposited by the company on the due date and refunded to it on the same date.

(3) Where under sub-rule (2) the Commissioner of Income-tax does not allow the company's representation in full, he shall, within ten days of his making the order under sub-rule (2), transmit to the Board of Referees the company's representation together with all the relevant documents on which he bases his decision.

(4) On receipt of the papers transmitted to them under sub-rule (3) the Board of Referees may, after making such enquiries or calling for such information from the company or the Commissioner of Income-tax as they consider necessary and after giving an opportunity to the company of being heard in the matter, pass such orders thereon as they think fit and the provisions of clauses (i) to (iv) of sub-rule (2) shall apply to the decision of the Board of Referees as they apply to the decision of the Commissioner of Income-tax.

(5) Notwithstanding that a representation made to the Commissioner of Income-tax under sub-rule (1) is pending, or that a direction has been made by the Commissioner of Income-tax under sub-rule (2), or that an order has been passed by the Board of Referees under sub-rule (4), the company shall not be exempted from the consequences of not making the full amount of deposit due under sub-section (2B) of section 10 of the Act—

(a) unless

- (i) the balance of moneys attributable to the statutory surplus not utilised nor required for application on 'approved purposes' according to the computation of the company under sub-rule (1), plus,
- (ii) the portion not exceeding the excess of the current profits deposit over the amount referred to in (i) of the moneys required by it for application on the purposes referred to in clause (b) of sub-rule (1) which are not so applied before the 30th day of June following the previous year or the expiry of six months from the end of the previous year as the case may be,

are actually deposited with the Bank in accordance with the provisions of rule 5; and

- (b) unless the amount by which that part of the current profits deposit which under sub-rule (4) is not deemed by the Board of Referees to have been deposited by the company exceeds the amount specified

in clause (a) above, is actually deposited with the Bank on or before the due date or within 15 days of receipt by the company of the order of the Board of Referees under sub-rule (4), whichever is later.

12. Where two or more companies amalgamate, the amounts deposited by them shall be treated as having been deposited by the new amalgamated concern.

#### INTEREST

13. Except as otherwise provided in these rules, any amount deposited shall carry simple interest at the rate which may be notified by the Central Government for each financial year. The interest shall be allowed from the day commencing next after the date on which the deposit is actually made; and such interest shall be computed on the basis of daily balances and paid by the Bank as on 31st March and 30th September by debit to the head of account:

22. Interest on Debt and Other obligations-C. Interest on other obligations—Interest on Deposits under the Income-tax Allowances (Current Profits Deposit) Rules, 1957.

#### REFUNDS

14. If at any time the company requires the whole or part of the deposit already made for carrying out any of the purposes referred to in clauses (i) and (ii) of sub-rule (2) of rule 2 or any purpose which it requires to be declared as an approved purpose within the meaning of clause (iii) of that sub-rule, it may apply to the Board of Referees in Form 'C' for a refund of such amount, or the return of such securities as are required by it for carrying out the said purposes, and if the Board of Referees is satisfied that the said requirement cannot be met out of the available resources of the company, they may issue an order of refund on the Bank authorising it to refund such amount and to return such securities as the Board considers necessary in the circumstances of the case.

The amount refunded shall be debited to the head of account:

"P. Deposits and Advances—B. Other Deposits Accounts—Other Deposits—Deposits under the Income-tax Allowances (Current Profits Deposits) Rules, 1957.

15. Where the total income of a company determined by the Income-tax Officer in the assessment made by him under section 23 of the Act is finally reduced as a result of any other proceedings under the Act, and the deposit originally made by the company exceeds the amount of the current profits deposit calculated with reference to the total income as so reduced finally, and the amount of deposit actually held by the Bank exceeds the current profits deposit so calculated, the Income-tax Officer shall, on an application being made in this behalf by the company in Form 'D', determine the amount of such excess and communicate it to the Board of Referees who shall issue to the Bank an order for the refund to the company of such excess.

16. Any amount deposited by a company under sub-section (2B) of Section 10, shall, to the extent it has not been previously refunded under these rules, be refunded to it on the 1st day of April, 1966 or on such later date as may be notified by the Central Government.

#### BOARD OF REFEREES

17. The Central Government shall appoint a Board of Referees consisting of as many members (one of whom shall be designated as the Chairman) as the said Government may appoint from time to time for performing the duties allotted to them under these Rules.

18. The Board of Referees shall work under the general control of the Central Government.

#### MISCELLANEOUS

19. No appeal shall lie against an order of the Board of Referees passed under sub-rule (4) of rule 11 or rule 14, which shall be final as respects the matters concluded by it.

20. (1) Every Form shall be submitted in duplicate and shall be accompanied in each case by copies of the profit and loss accounts and the balance sheets of the company as certified by the Principal Officer for the relevant previous year and the year preceding it.

(2) All correspondence pertaining to the matters before the Board of Referees shall be addressed to the Deputy Secretary to the Government of India, Ministry of Finance, Department of Revenue, New Delhi, or to such other authority or officer as may be otherwise notified.

## FORM 'A'

(See Rule 8)

*Statement made to the Income-tax Officer under rule 8 of the Income-tax Allowances (Current Profits Deposits) Rules, 1957, showing the Company's computation of the Current Profit Deposit under sub-section (2B) of Section 10 of the Indian Income-tax Act, 1922.*

Name of Company .....  
 Registered Office .....

The Current Profit Deposit made by the Company in respect of the year ended 31st March ..... is as follows :—

1. Net Profit of the Company according to its Profit and Loss Account for the previous year ended.....	Rs.
2. Adjustments to above to arrive at the total income of the Company for income-tax purposes—	Rs.
.....	Rs.
3. Total income for income-tax purposes . . . . .	Rs.
4. Add allowances under section 10(2)(vi), (via), (vib) and (vii) of the Income-tax Act, deducted in arriving at the total income above . . . . .	Rs.
5. Total of 3 and 4 . . . . .	Rs.
6. Deductions under section 10 (2 B) :	
(a) Total dividends declared during the previous year . . . . .	Rs.
(b) Income-tax and Super-tax payable by the Company on the total income—	
Income-tax . . . . .	Rs.
Surcharge . . . . .	Rs.
Corporation tax less rebate . . . . .	Rs.
7. Excess of 5 over 6 . . . . .	Rs.
LESS . . . . .	Rs. 1,00,000
BALANCE . . . . .	Rs.
8. Amount to be deposited at . . . . . % on Rs. . . . .	Rs.
9. Amount deposited on . . . . . (date)	Rs.
10. Difference, if any, for which exemption is separately claimed or obtained [enclose copy of application under Rule 11(1) if any] . . . . .	Rs.

Place ..... Signature .....

Date ..... for ..... Ltd.

To

The Income-tax Officer,

.....

## FORM 'B'

## See Rule 11(1)

Application under sub-rule (1) of Rule 11 of the Income-tax Allowances (Current Profits Deposit) Rules, 1957, for deeming that a company made a deposit under sub-section (2B) of section 10 of the Indian Income-tax Act, 1922.

To

The Commissioner of Income-tax,

1 We, . . . . . Limited, having our registered office at . . . . . do hereby declare—

(i) that according to our calculations, the statutory surplus of the company computed under the aforesaid rules is Rs . . . . . ; (vide statement 1 enclosed herewith)

(ii) that the company will be required to make a deposit with the Government of India under sub-section (2B) of section 10 of the Income-tax Act, 1922, for the year ending on the 31st March . . . . . of a sum of rupees . . . . . against the current profits of the year ending on . . . . . , vide Statement No 2 enclosed herewith.

(iii) that on the date of this application, the portion of moneys attributable to the statutory surplus which has been utilised or is required to be utilised by the company for carrying out approved purposes is Rs . . . . . vide Statement No 3 enclosed herewith;

(iv) that the balance of the moneys attributable to the statutory surplus vide clause (i), which remains after excluding therefrom the portion mentioned in clause (iii), is Rs . . . . . ;

(v) that the amount by which the balance mentioned in clause (iv) falls short of the deposit required to be made by the company [clause (ii)] is Rs . . . . .

2 We, therefore pray that under sub-rule (1) of Rule 11 of the Income-tax Allowances (Current Profits Deposit) Rules, 1957, the Commissioner of Income-tax may direct that it shall be deemed that the company has deposited on . . . . . for the year ending on 31st March . . . . . a sum of rupees . . . . . against the current profits, and that refund of like amount has been granted to the company on the same date

Place

Date

Signature

for . . . . .

Ltd.

## STATEMENT NO 1

## Computation of the Statutory surplus of the Company

1. Net profit of the Company according to its profit and loss account for the previous year ended		Rs.
2. Adjustments to above to arrive at the total income of the Company for income-tax purposes		Rs.
.....	.....	Rs.
.....	.....	Rs.
.....	.....	Rs.
3. Total income for income-tax purposes	.....	Rs.
4. Add allowances under Section 10(2)(vi), (via), (vib) and (vh) of the Income-tax Act, deducted in arriving at the total income	.....	Rs.
5. Total of 3 and 4	.....	Rs.
6. Deductions under Section 10(2B) :		
(a) Total dividends declared during the previous year	.....	Rs.
(b) Income-tax and Super-tax payable by the company on the total income—		
Income-tax	.....	Rs.
Surcharge	.....	Rs.
Corporation tax, less rebate	.....	Rs.

(Place) ..... Signature .....  
(Date) ..... for ..... Ltd.

**STATEMENT No. 2**

### *Computation of the Current Profits Deposit*

i.	Statutory surplus as per Statement No. 1 . . . . .	Rs.
	LESS . . . . .	<u>Rs. 1,00,000-00</u>
	Balance . . . . .	Rs.
2.	Amount required to be deposited at . . . . . % on Rs. . . . .	Rs.

(Place) ..... Signature .....  
(Date) ..... For ..... Ltd.

**STATEMENT NO. 3**

- 1. The Company's total requirements for approved purposes:**

\**(i)* Amount already utilised since commencement of the previous year and upto the date of application on purposes mentioned at clauses (i) and (ii) of sub-rule (2) of Rule 2. (Details furnished separately) Rs.

\***(ii)** Amount further required to be utilised before the due date or the expiry of six months from the end of the previous year on such aforesaid purpose or on a purpose which the company requires to be declared as an approved purpose within the meaning of clause (iii) of sub-rule (2) of rule 2. (Details furnished separately) . . . . .

TOTAL Rs.

2. Investments of the company according to the balance sheet as at.....  
(the last day of the year preceding the previous year);

(i) Government securities . . . . .	Rs.
(ii) Debentures of companies & local authorities . . . . .	Rs.
(iii) Shares of other companies . . . . .	Rs.
(iv) Loans, deposits and other non-trading advances . . . . .	Rs.
(v) Other properties or assets the income from which is not chargeable to income-tax as profits or gains of the business carried on by the company . . . . .	Rs.
(vi) Cash in hand and at bank . . . . .	Rs.

*Balance, representing the amount of available resources not already utilised in approved purposes as at the commencement of the previous year . . . . .* Rs.

3. Excess of 1 over 2, representing the portion of moneys attributable to the Statutory Surplus which has been utilised or is required to be utilised by the company for carrying out approved purposes . . . . . Rs.

\*Details regarding these purposes and expenditure already incurred or required to be incurred etc., should separately be furnished.

(Place) ..... Signature .....  
(Date) ..... for ..... Ltd

## FORM 'C'

(See Rule 14)

*Application for Refund under Rule 14 of the Income-tax Allowances (Current Profits Deposit) Rules, 1957.***To**

The Board of Referees,

We,..... Limited, having our Registered office at ..... enclose herewith a Memorandum of Deposit issued on ..... by the ..... showing the amount of cash and securities held in deposit on ..... out of the deposits made by us under sub-section (2B) of section 10 of the Indian Income-tax Act, 1922, and do hereby declare:—

(I) that the available resources of the company are insufficient to defray the expenditure for carrying out the approved purposes of the company (to the extent of Rs. .... as shown in Statement I enclosed).

(II) therefore, that out of the amount and the securities shown in the Memorandum mentioned above, a sum of Rs. .... and the securities listed in Statement 2 enclosed are required for carrying out the purposes mentioned in Statement I.

2. We, therefore, pray for a refund of the sum of Rs. .... and the return of the securities listed in Statement 2.

3. We hereby declare that the amount refunded and the securities returned will be utilised for carrying out the purposes aforesaid within six months of the date of the refund of money and the return of the securities.

(Place) ..... Signature .....  
(Date) ..... for ..... Ltd.

## STATEMENT No. 1

*Computation of the available resources of the Company/and requirement for approved purposes*

## 1. The company's total requirements for approved purposes:

Purpose for which expenditure	Amount required Rs.	Period during which the expenditure is likely to be incurred
.....	.....	.....
.....	.....	.....
.....	.....	.....
.....	.....	.....
Total amount required		

## 2. Investments of the company as on the date of application for refund:

- (i) Government securities .. Rs.
- (ii) Debentures of companies and local authority .. Rs.
- (iii) Shares of other companies .. Rs.
- (iv) Loans, deposits and other non-trading advance .. Rs.
- (v) Other properties or assets the income from which is not chargeable to income-tax as profits or gains of the business carried on by the company .. Rs.
- (vi) Cash in hand and at bank .. Rs. \_\_\_\_\_ Rs.

**LESS:**—Investments or money claimed by the company to be necessary for the existing business or as being locked up outside India in a country the laws of which restrict or prohibit remittance of funds to India (details should be annexed) .. Rs.

**BALANCE**, representing the amount of available resources not already utilised in approved purposes as at the commencement of the previous year .. Rs.

3. Excess of total requirements over approved purposes to the extent of which refund is required .. Rs.

(Place) ..... Signature.....  
 (Date) ..... for.....Ltd.

**STATEMENT No. 2**

<i>Particulars of Securities</i>	<i>Face Value</i>
.....	Rs. ....
.....	Rs. ....
.....	Rs. ....

(Place) ..... Signature.....  
 (Date) ..... for.....Ltd.

**FORM 'D'**

(See Rule 15)

*Application for determination of excess deposit under Rule 15 of the Income-tax Allowances (Current Profits Deposit) Rules, 1957*

To

The Income-tax Officer,

We, ..... Limited, having our Registered Office at ..... have deposited Rs. .... under sub-section (2B) of section 10 of the Indian Income-tax Act, 1922 for the year ended 31st March .....

2. The amount of the current profits deposit for the above-mentioned year based on the total income as reduced by the order of the ..... is Rs. ....

3. We, therefore, pray that the excess amount deposited, namely, Rs. .... may be communicated to the Board of Reference for enabling them to authorise the refund of that amount.

4. We enclose herewith the Memorandum of Deposit issued on ..... by the .....

(Place) ..... Signature.....  
 (Date) ..... for.....Ltd.

[No. 72.]

**S.R.O. 2111.**—In exercise of the powers conferred by sub-section (2-B) of section 10 of the Indian Income-tax Act, 1922 (11 of 1922), the Central Government hereby makes the following amendments to the notification of the Government of India in the Ministry of Finance (Department of Revenue) No. S.R.O. 1270, dated the 16th April, 1957, namely:—

In the said notification, in item (1),—

- (i) in clause (e), the word "and" at the end shall be omitted;
- (ii) after clause (e), the following shall be inserted, namely:—

"(f) a company formed and registered under the Companies Act, 1956, established with the object of financing, whether by way of making loans or advances to, or subscribing to the capital of, private industrial

enterprises in India, in whose case the Central Government has made or agreed to make a special advance for the purpose or has guaranteed or agreed to guarantee the payment of moneys borrowed by it from any institution outside India;

- (g) a company engaged solely in the financing of hire-purchase transactions;
- (h) a company carrying on 'air transport service' as defined in the Air Corporations Act, 1953 (27 of 1953);
- (i) a company engaged in the business of transport by ships; and"

[No. 73.]

**S.R.O. 2112.**—In pursuance of rule 16 of the Income-tax Allowances (Current Profits Deposit) Rules, 1957, the Central Government hereby appoints a Board of Referee consisting of Shri P. C. Bhattacharya, Chairman of the State Bank of India, Bombay, and Dr. B. K. Madan, Principal Adviser Department of Research and Statistics, Reserve Bank of India, Bombay. Shri P. C. Bhattacharya shall be the Chairman of the said Board.

[No. 74.]

N. H. NAQVI, Dy. Secy

### CENTRAL BOARD OF REVENUE

#### CUSTOMS

New Delhi, the 12th June 1957

**S.R.O. 2113.**—In exercise of the powers conferred by clause (c) of section 11 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Board of Revenue hereby directs that the following further amendment shall be made in its Notification No. 117—Customs, dated the 9th September 1950, namely:—

In the Schedule to the said notification, against the port of Porbandar in the entries under column 3, below entry No. 4, the following entry shall be inserted, namely:—

"Area known as 'Lakdi Bandar' lying between the main creek and the timber creek with a wharf wall of 300 feet in length with three slopes for landing and shipping of general cargo."

[No. 131.]

B. D. DESHMUKH, Secy.

#### CUSTOMS

New Delhi, the 22nd June 1957

**S.R.O. 2114.**—In exercise of the powers conferred by clause (c) of section 9 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Board of Revenue hereby makes the following rule, namely:—

#### RULE

The Customs-Collector may, in his discretion, refuse to accept a shipping bill delivered under clause (a) of Section 137 of the Sea Customs Act, 1878 (8 of 1878), until after an order for entry outwards of the vessel, by which it is proposed to ship the goods for export, has been given by the Customs-Collector under Section 61 of the said Act.

[No. 133.]

M. A. RANGASWAMY, Secy.

## CUSTOMS

New Delhi, the 29th June 1957

**S.R.O. 2115.**—In exercise of the powers conferred by Section 100-A of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Board of Revenue hereby makes the following rules for the manufacture or remanufacture of cigarettes or tobacco in bond from indigenous or imported duty paid tobacco or cigarettes and unmanufactured imported tobacco warehoused under the provisions of Section 92 of the said Act.

## RULES

Application for permission to manufacture cigarettes or tobacco in bond, and to remove from the manufacturer's warehouse licensed under Section 16 of the Sea Customs Act, 1878 (hereafter in these Rules referred to as the Act), unmanufactured tobacco and any other material free of duty required for use in such manufacture and subsequent packing thereof shall be made through the Collector of Central Excise to the Central Board of Revenue. All such applications shall be accompanied by evidence to show that the trade of the applicant is of sufficient importance to warrant the grant of such permission. Once general permission has been granted by the Chief Customs Authority the Chief Customs Officer may allow bonding and rebonding of the entire factory or part or parts thereof as and when applied for.

2. All persons or companies obtaining such permission shall enter into a general bond in the form set out in the Appendix to these rules binding themselves—

- (i) to provide a bonded factory and any rooms as may be required to the satisfaction of the Customs Collector;
- (ii) to provide such offices (including furniture and fittings) as may be required by the Customs Collector for his staff;
- (iii) to observe all rules that may be prescribed in respect of the manufacture of cigarettes or tobacco in bond;
- (iv) to observe all the conditions of the licence granted under Section 16 of the Act;
- (v) to maintain detailed accounts of all tobacco and material consumed in connection with the operations in bond, and to keep these accounts open to Customs inspection whenever demanded;
- (vi) to submit a detailed statement of all tobacco and material used on completion each operation or, at any time that the Customs Collector so directs;
- (vii) to pay on demand all duties and charges together with interest at 6 per cent per annum on the same from the date of such demand in respect of tobacco and other material imported and used for such manufacture and packing, which has not been accounted for, to the satisfaction of the Customs Collector, and to discharge all penalties incurred for the violation of the rules framed for this purpose;
- (viii) to pay the emoluments including allowances, leave and pensionary charges, etc., of such establishment as may from time to time be appointed by the Central Board of Revenue for the supervision of such manufacture;
- (ix) to provide distinguishing marks on the cigarettes and their containers as well as the containers of manufactured tobacco if required to do so by the Collector of Customs to enable a check to be kept on the export of such goods and their re-entry into India.

3. Subject to the provisions of the Act and these rules, the Chief Customs Officer may permit any process of manufacture or remanufacture in bond, by a manufacturer, on imported tobacco and indigenous or imported duty paid tobacco or cigarettes, in the same or any other warehouse.

4. In case of fraud committed or attempted to be committed by the manufacturers or by any person in their employ, the goods in respect of which such fraud has been committed or attempted shall be liable to confiscation and the bond shall be liable to forfeiture, in addition to any other penalty that may be imposed under sub-section (1) of Section 167 of the Act.

5. (1) An approved applicant (hereinafter referred to as the manufacturer) shall whenever he desires to take imported tobacco and/or other material from his warehouse for the manufacture of cigarettes or tobacco and their containers

in bond, submit a written application to the Customs Collector specifying the date and time proposed for the operation, the quantity of tobacco and material required, the marks on the packages from which withdrawals are to be made and the particulars of the bond under which the goods were warehoused on first importation. Such applications, which shall be termed "Issue Applications" shall in every case be accompanied by:—

- (a) a fresh bond in terms of Section 92 of the Act for the goods to be withdrawn under the Issue Application (the date of this bond to be the date of the earliest bond covering the goods or any part of the goods required for the operations);
- (b) a Factory Warehousing Bill of Entry for goods covered by the Issue Application;
- (c) Formulae showing:—
  - (i) the quantity of imported tobacco to be used;
  - (ii) the quantity of indigenous tobacco or imported duty paid tobacco to be used;
  - (iii) the combined outturn per pound of the quantities referred to in clauses (i) and (ii);
  - (iv) the quantity (in pounds) of other materials to be used in relation to clause (iii);
  - (v) the quantity of material to be used for the packing and casing of goods (per standard case) after manufacture.

**NOTE.**—A clear indication shall, in every instance be given in clause (iv) and (v) whether the materials to be used are imported (non duty paid) or domestic (including duty paid). No drawback is permissible on duty paid material used for the manufacture in bond.

(2) After the fresh bond has been accepted the manufacturer may then proceed to remove the imported tobacco and other bonded material under the supervision of an Officer of Customs to the factory for storage in the tobacco and material store rooms respectively.

(3) The Customs Collector shall cause a record of the particulars furnished in the Issue Applications to be made in the register maintained for the purpose and when, the permission sought has been accorded, shall send these Issue Applications to the Officer Incharge of the factory (hereinafter referred to as the Proper Officer).

(4) When the factory is continuously employed on manufacturing operations in bond, and issues from the warehouse have to be made frequently, it may not be practicable to submit Issue Applications to the Customs Collector. In such cases, the application may be presented to the Proper Officer who will make a record of the particulars in a Register kept for the purpose.

6. (1) On receipt of the Issue Application the Bond Officer shall after checking by actual weightment the quantities withdrawn from each package and recording all such withdrawals in the register to be maintained for the purpose, permit the removal of tobacco and material to that portion of the factory in which it is required.

(2) All containers of imported tobacco and material (non duty paid) emptied as a result of the operation in bond shall be cleared by the manufacturer on payment of duty (at the rate of duty applicable to such containers) who may, at his option, put in his clearance bill of entry for these empty packages, at the time of presenting his Issue Application or on completion of his operations in bond.

The manufacturer may, however, utilize these empty containers for the shipment of his goods "ex-bond". A detailed record of such use shall, in these cases, be maintained.

7. Movement of unmanufactured tobacco in the process of manufacture of cigarettes or tobacco shall be regulated within the bonded factory as follows:—

- (i) Moistening of imported tobacco leaves and stripping operations shall ordinarily be carried out in that portion of the factory known as the Stemmetry. After the stripping operations have been completed the Proper Officer shall ascertain the weights (by actual weightment) of stripped tobacco leaves and stalks separately. He shall record the result of his weighments in a register to be maintained for the purpose and cause the stalks to be packed in bags and transferred to

the waste compartment (this procedure being applicable only in the event of the manufacturer not using the stalks for his operations in bond) and the stripped leaves to the Blending Room.

- (ii) Blending, steam conditioning and cutting shall be carried out in that portion of the factory known as the Blending Room.
- (iii) All blending operations shall be carried out under the direct supervision of the Proper Officer who, prior to these operations, shall cause the actual quantities of indigenous Tobacco required for any particular Blend to be weighed out in his presence, and he shall maintain a record of all such operations in a register to be maintained for the purpose. The blending of tobacco requiring different percentages of imported tobacco shall not be permitted simultaneously.
- (iv) After the blending and cutting operations have been completed, the tobacco shall, for the purpose of conditioning, be stored in bins each of which, except the last bin, will contain a uniform weight of tobacco. For the purpose of ascertaining the amount of tobacco received in these bins, the Proper Officer shall carry out daily a 10 per cent check weightment of the total number of bins received and in addition he shall also weigh the last bin containing the remnants of the day's operations. The average weight of the bins received multiplied by the number of bins of average weight plus the weight of the last bin will be the total weight of cut tobacco received. After recording the weights thus ascertained in a register for the purpose the Proper Officer shall cause the bins to be removed to that portion of the factory known as the out Tobacco Store.
- (v) After the tobacco has been conditioned in accordance with the requirements of the manufacturer it shall, when required for the manufacture of cigarettes, be issued to the Cigarette Making Machine Room and when required for manufactured tobacco to the Packing Room where, in the former case, actual manufacture is carried out and in the latter, as no process of manufacture is necessary, the tobacco is packed in containers.

In order that a complete control over receipts and issues may be maintained the Proper Officer shall record all issues made to the Cigarette Making Machine Room and the Packing Room respectively in a register to be maintained for the purpose.

8. (1) After the cigarettes have been conditioned to the requirements of the manufacturer they may be removed to the Packing Room wherein the cigarettes shall be packed in containers.

(2) The Proper Officer, for the purpose of accounting for the actual quantity of tobacco consumed in the manufacture of cigarettes and/or tobacco, shall carry out a series of daily check weighments and maintain a record of these in a register maintained for the purpose. Check weighments shall in all cases be carried out in the Packing Room.

(3) Cigarettes or manufactured tobacco thus packed in containers shall thereafter be cased in the same room or at the discretion of the Customs Collector, in any other room specially approved for the purpose, all such cases being immediately marked with the appropriate marks and numbers.

The cases shall also be conspicuously marked with the words "ex-bond" and the cases will thereafter be sealed in accordance with the requirements of the Customs Collector. The Proper Officer will then cause them to be stored in the packed Stock Room pending shipment or clearance for home consumption.

9. The particulars of the marks and numbers of the cases shall be endorsed on the relative Issue Applications. These applications, duly endorsed, shall be presented to the Customs House in due course to enable the necessary shipping bill for the shipment of goods ex-bond or the clearance bill of entry for home consumption to be passed by the Customs Collector. These documents shall contain full particulars showing in details the amount of imported and indigenous tobacco as also non-duty paid other material contained in the consignment in question.

10. Clearance ex-bond for shipment shall be allowed free of duty, provided that the goods are exported within three years of the date of the oldest bill of

entry covering any part of the non-duty paid material used in the manufacture of the goods covered by the shipping bill.

11. In case of cigarettes or tobacco taken into home consumption, duty shall be levied on the imported foreign tobacco and non-duty paid other materials contained in the consignments so cleared. The rate of duty applicable will be the rates in force on the duty the goods are actually cleared from the factory.

12. All cigarettes the manufacture of which is faulty shall be collected and the Proper Officer shall cause the tobacco in such cigarettes to be separated from the cigarette paper. He shall thereafter weigh the tobacco and require it to be packed and labelled and replaced in the Raw Tobacco Store if not required for immediate use. If, however, the manufacturer desires to take the tobacco recovered from the faulty cigarettes into use for his operations under process, such re-issue, as required, shall be made to him. A record of all such faulty cigarettes shall be kept in a register to be maintained for the purpose and these particulars shall be entered in the Issue Applications.

13. (1) At the close of each period allowed for the manufacture in bond, the Proper Officer shall inspect all rooms and machines and satisfy himself that no tobacco remains in the room or machines.

(2) The Proper Officer shall further cause all waste tobacco and material to be collected and weighed, and its weight recorded in the register maintained for the purpose as well as on the Issue Application. The waste shall thereafter be stored in the Waste Room pending destruction.

(3) All waste tobacco shall be destroyed under the personal supervision of the Proper Officer.

(4) Waste materials other than waste tobacco may at the option of the manufacturer be cleared for home consumption after re-assessment by the Proper Officer of Customs deputed for the purpose by the Customs Collector.

14. (1) The Customs Collector may at his discretion have samples drawn at any stage of manufacture for the purpose of such examination and test as he deems fit.

(2) The Customs Collector may also be discretion permit the drawing of samples (in such quantities as he deems fit) by the manufacturer.

Duty calculated in the manner stated in rule 11 above will be leviable on such samples.

15. All rooms of the factory shall, when in use for the manufacture in bond, be padlocked, and the keys shall remain in the custody of the Proper Officer or any other officer of Customs authorised in this behalf by the Customs Collector.

16. (1) On ordinary working days the hours of work shall be between 9 a.m. and 5 p.m. Attendance of the Proper Officer required outside these hours may be arranged for on a timely notice being given to the Customs Collector or such officer authorised to receive these applications and on payment of the usual overtime fees.

(2) Work on holidays, other than closed holidays, may also be permitted subject to the payment of overtime fees.

(3) Work will ordinarily not be permitted on Sundays and closed holidays, but may in exceptional circumstances be permitted by the Customs Collector on payment of overtime fees at the following rates:—

(1) Deputy Superintendent, Inspector or Supervisor of Central Excise.— Re. 1/- per hour subject to a minimum of Re. 1/- except on Sundays and Public Holidays when the minimum will be Rs. 5/- irrespective of the number of hours such an officer is employed.

(2) Jamadar or Sepoy—Rs. 0-4-0 per hour subject to a minimum of Rs. 0-4-0 except on Sundays and Public Holidays when the minimum will be Re. 1/- irrespective of the number of hours such officer is employed.

(4) If work chargeable to over-time fees is done from 6 p.m. on any day to 6 a.m. on the following day, including Sundays and Public Holidays, the rates leviable hourly as well as the minimum and whether on Sundays or Public Holidays will be double of the rates prescribed above.

17. Where the manufacturers of a permanently bonded factory maintain for their own purpose detailed accounts of all tobacco and other materials used in these operations, the Collector may, at his discretion, and subject to the following conditions, *viz.*—

- (i) that the manufacturers agree, if so required, to make suitable alterations in the form in which their records are maintained so as to make them acceptable to the Collector in the light of the above Rules, and
- (ii) that the Proper Officer exercises constant daily check at each stage and certifies these accounts after each such verification.

agree to accept their records in lieu of one or more of the various Registers prescribed in the foregoing Rules.

[No. 22.]

#### APPENDIX

##### FORM OF BOND FOR IMPORTING FREE OF DUTY FOREIGN TOBACCO FOR THE MANUFACTURE OF CIGARETTES IN BOND FOR EXPORT TO FOREIGN PORTS.

I/We ..... now of ..... am/are bound to the President of India in the sum of Government rupees ..... to be paid to the President of India for which payment, I/We, bind myself/ourselves my/our heirs and legal representatives.

And I/We do hereby for myself/ourselves my/our heirs and representatives covenant with the said President of India his successors and assigns that if any suit shall be brought touching the subject matter of this obligation or the condition hereunder written in any Court subject to the Superintendence of the High Court of Judicature at ..... other than the said High Court on its original jurisdiction the same shall and may at the instance of the President of India be removed into, tried and determined by the said High Court in its extraordinary original jurisdiction.

Whereas the above bounden ..... has/have applied to the Central Board of Revenue for and obtained permission to remove from the Custom House at ..... to the bounded Tobacco Factory at ..... of the said ..... all or such portion as may be required of the unmanufactured tobacco that the said ..... may from time to time import from foreign ports without payment of the duty payable thereon under the Indian Tariff Act, 1934 (XXXII of 1934), for the manufacture under Customs Supervision in the aforesaid factory of cigarettes or other articles manufactured out of tobacco intended for re-exportation to foreign ports.

Now the condition of this bond is that if the said ..... or his/their heirs or legal representatives shall ..... provide a bonded factory to the satisfaction of the Central Board of Revenue at .....

And if the said ..... or his/their heirs or legal representatives shall observe all the rules prescribed in the Sea Customs Act, 1878 (8 of 1878), to be observed by owners of goods warehoused and by persons obtaining permission to warehouse goods under the provisions thereof and all rules now or hereafter to be prescribed in respect of bounded tobacco factories;

And if the said ..... his/their heirs or legal representatives shall pay to the officer-in-charge of the Custom House at the Port of all dues whether Customs duties, warehouse-dues, rent or other lawful charges which shall be demandable on the said goods or on account of penalties incurred in respect to them within ..... from the date of demand thereof being made in writing by the said officer-in-charge of the Custom House or within such further time as the Chief Customs Authority shall allow in that behalf together with interest on every such sum at the rate of six per cent per annum from the date of such demand;

And if within the term so fixed or enlarged the said goods or any portion thereof having been removed from the said tobacco factory for home consumption or re-exportation by sea the full amount of all Customs duties, warehouse-dues rent and other lawful charges, penalties and interest demandable as aforesaid shall have been first paid on the whole of the said goods.

And if the said ..... or his/their heirs or legal representatives shall pay the emoluments etc. of such establishment as shall from time

to time be appointed by the Central Board of Revenue for the supervision of such manufacture as aforesaid;

Then this obligation shall be void.

Otherwise and on breach or failure in the performance of any part of this condition the same shall be in full force.

**S.R.O. 2116.**—In exercise of the powers conferred by clause (c) of section 157 of the Sea Customs Act, 1878 (8 of 1878), as in force in India and as applied to the State of Pondicherry, the Central Government hereby makes the following further rules, prescribing the conditions on which goods may be carried in a sailing vessel, employed in coastal trade, on the West Coast of India, namely:—

1. When goods are shipped in a sailing vessel proceeding to any port or place which is,

- (i) South of Varawal and North of Bassein and/or
- (ii) South of Ratnagiri and North of Karwar,

the owner or master of such sailing vessel, shall, if so required, give a bond for an amount equal to the value of the goods carried in the vessel, subject to a maximum of Rs. 15,000/-, for the production of a landing certificate from the customs officer at the port of destination for the due arrival of the goods shown in the manifest:

Provided that in lieu of executing such bond on each occasion the owner or the master of the vessel may execute a continuing bond in the prescribed form to cover all such goods shipped from time to time.

2. The owner or master of a vessel starting from a point outside the limits mentioned in clauses (i) and (ii) of rule 1 above and crossing the seas between the restricted points on her way to the destination outside these points shall also execute the bond.

3. The amount of the continuing bond shall be Rs. 15,000/-, but it may be executed for an amount less than Rs. 15,000/- if the vessel does not carry on any voyage, goods worth more than the amount of the continuing bond.

4. The sailing vessel itself can be pledged to the President of India as security against a continuing bond for any amount, irrespective of the value of the vessel. Such hypothecation will remain in force as long as the ownership of the vessel does not change either by sale or by succession.

5. Fidelity policies will be accepted as security against the bonds. Such bonds will be valid for the duration for which the policy has been issued.

6. A continuing bond will be valid for the entire West Coast of India, and if executed with a surety, the obligor shall submit proof of the solvency of the surety at yearly intervals in the month of January or oftener on notice being given, within a fortnight of the service of such notice, to the satisfaction of the Collector, failing which the surety bond will be invalidated. The Collector may for good or sufficient reasons invalidate the bond at any time during its currency and give notice of the same and require that a fresh bond with new sureties acceptable to the Collector shall be executed. The original bond will be filed at the port where it is executed and certified copies of the bond will be issued to the tindal for production at other ports where goods will be shipped subsequently.

7. An owner having more than one vessel may apply in writing to the Collector indicating the amount upto which each such vessel should be allowed to carry goods. The Collector with whom such a bond is executed while issuing a certified copy will indicate the value of the goods which each such vessel will be entitled to load at a time for carriage.

[No. 137].

S. K. BHATTACHARJEE, Secy.

## MINISTRY OF COMMERCE AND INDUSTRY

## TEA CONTROL

New Delhi, the 18th June 1957.

**S.R.O. 2117.**—The following draft of certain amendments to the Tea Rules 1954, which the Central Government proposes to make in exercise of the powers conferred by section 49 of the Tea Act, 1953 (29 of 1953), is published as required by sub-section (1) of the said section for the information of all persons likely to be affected thereby and notice is hereby given that the draft will be taken into consideration on or after the 15th July, 1957.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date specified above will be considered by the Central Government.

## DRAFT AMENDMENTS

In Schedule II to the said Rules:—

(a) for Forms 4 and 4A, the following Forms shall be substituted, namely:—

“FORM No. 4.

The Tea Act, 1953.

[See Section 21(2)]

Form No. 4.

SOLD

Regd. No.....

Estate.....

P. O..... District.....

Agents (if any) ..... Dated..... 195 .

Controller of Licensing.

The Joint Controller of Licensing,  
TEA BOARD.

Dear Sir,

Transfer of Export Quota Rights.

I/We have to advise having SOLD to the ..... Tea Estate Regd. No....  
.....(Quantity in Words) ..... pounds (.....  
.....lbs.) of export quota rights.

Please register this transfer.

Yours faithfully,

In the case of an Agent signing on behalf of a proprietor evidence of his authority to sign must be produced.....

**NOTE.—**This transfer form in the case of Companies incorporated in Great Britain or Tea Estates owned by Proprietors not resident in India should be signed by their Secretaries or Agents or Managing Agents in India; in the case of Companies incorporated in India by the Secretaries or Agents or Managing Agents and Proprietors, or by one Proprietor if he be sole owner who should append the words “sole proprietor” after his signature, or by their or his duly authorised Agent.

INITIAL.

Ledger A/c. debited.....

Ledger Clerk.

Postings checked by .....

Transfer passed

(Availability of quota and correctness of signature checked) .....

*Advice of registration of transfer.*

The above transfer has been registered in this office on.....

Calcutta-I  
Cochin.

Contorller of Licensing.  
Joint Controller of Licensing,

Date .....

Tea Board.

Address of transferor or his authorised agent to which the advice is to be forwarded (to be completed by the transferor).

.....  
.....  
.....

#### FORM NO. 4A.

The Tea Act, 1953.

[See Section 21 (2)]

*Form No. 4A.*

BOUGHT

Regd. No. ....

Estate.....

P. O. ....

District.....

Agents (if any).....

Dated..... 195 ..

Controller of Licensing.

The Joint Controller of Licensing,  
TEA BOARD.

Dear Sir,

Transfer of Export Quota Rights.

I/We have to advise having BOUGHT from..... Tea Estate  
Regd. No. .... (QUANTITY IN WORDS).....

pounds)..... lbs.) of export quota rights.

Please register this transfer.

Yours faithfully,

.....  
.....  
.....

NOTE.—This transfer form in the case of Companies incorporated in Great Britain or Tea Estates owned by Proprietors not resident in India should be signed by their Secretaries or Agents or Managing Agents in India; in the case of Companies incorporated in India by the Secretaries or Agents or Managing Agents and in the case of privately owned Tea Estates by the Managing Proprietors, or by one Proprietor if he be sole owner who should append the words "Sole Proprietor" after his signature, by their or his duly authorised Agent.

INITIAL.

Ledger A/c. Credited.....  
 Ledger A/c. checked.....

*Advice of registration of transfer*

The above transfer has been registered in this office on.....

<u>Calcutta</u>	<u>Controller of Licensing</u>
<u>Cochin.</u>	<u>Joint Controller of Licensing,</u>
<u>Date..... 1957.</u>	<u>Tea Board.</u>

Address of transferee or his authorised agent to which the advice is to be forwarded (to be completed by the transferee).  
 ..... ;

(b) after Form 4A, the following Forms shall be inserted, namely:—

## “FORM NO. 4B.

The Tea Act, 1953.

[See Section 21 (2)]

*Form No. 4-B.*

SOLD  
(For the use of Non-producer only).

From  
 .....  
 .....  
 .....To  
 .....  
 .....  
 .....

The Controller of Licensing,  
The Joint Controller of Licensing,  
TEA BOARD

Dear Sir,

*Transfer of Export Quota Rights.*

I/We have to advise having SOLD to....., Tea Estate Regd.  
 No..... (QUANTITY In WGRDS)..... pounds  
 (..... lbs.) of export quota rights.

Please register this transfer.

Yours faithfully,

Date.....

INITIAL

Ledger A/c. debited .....

Ledger A/c. checked .....

*Advice of registration of transfer.*

The above transfer has been registered in this office on.....

<u>Controller of Licensing,</u>
<u>Joint Controller of Licensing,</u>
<u>Tea Board.</u>

Calcutta  
Cochin.  
Date.....

Address to which the advice is to be forwarded (to be completed by the transferor).  
 .....  
 .....  
 .....

## FORM NO. 4C.

The Tea Act, 1953

[(See Section 21 (2))]

Form No. 4-C.

BOUGHT.

(FOR THE USE OF NON-PRODUCERS  
ONLY)

From .....

.....  
.....  
.....

To

The Controller of Licensing,  
The Joint Controller of Licensing,  
Tea Board.

Dear Sir,

*Transfer of Export Quota Rights.*I/We have to advise having bought from ..... Tea Estate Regd.  
No. .... (Quantity in words) ..... pounds  
(..... lbs.) of export quota rights.

Please register the transfer.

Yours faithfully,

Date .....

Initial

Ledger a/c. credited .....

Ledger a/c. checked .....

*Advice of registration of transfer.*

The above transfer has been registered in this office on .....

Controller of Licensing,  
Joint Controller of Licensing,  
Tea Board.

Calcutta

Cochin

Date .....

Address to which the advice is to be forwarded (to be completed by the transferee).

.....  
.....  
.....

[No. 8(8) Plant(A)/57.]

New Delhi, the 24th June 1957

**S.R.O. 2118.**—The following draft of a further amendment to the Tea Rules 1954, which the Central Government proposes to make in exercise of the powers conferred by section 49 of the Tea Act, 1953 (29 of 1953), is published as required by sub-section (1) of the said section for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration on or after the 22nd July, 1957.

2. Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

*Draft amendment*

In the said Rules, after rule 20, the following rule shall be inserted, namely:—

“20A. An advance for building a new house (including purchase of land for the purpose) or for a purchase of a ready-built house or for

enlarging living accommodation of an existing house owned by an officer of the Board appointed by the Central Government or for redemption of any earlier loan taken for purchase or construction of a new house may be granted to such officer at such rates and conditions as may be admissible to officers holding comparable posts under the Central Government in accordance with the rules of the Central Government for the time being in force. The grant of advances is subject to the availability of funds under the head "Advances recoverable bearing interest". The Board, the Executive Committee and the Chairman shall have power to grant advances upto the amounts specified below:—

Board	—	over Rs. 20,000
Executive Committee	—	upto Rs. 20,000
Chairman		upto Rs. 5,000

[No. 32(14)Plant(A)/56.]

P. V. RAMASWAMY, Under Secy.

New Delhi, the 21st June 1957

S.R.O. 2119.—In exercise of the powers conferred on me by sub-clause (1) of clause 3 of the Cotton Control Order, 1955, I hereby make the following further amendment in the Textile Commissioner's Notification No. S.R.O. 2241, dated the 26th September, 1956, namely:—

In Schedule "B" appended to the said notification for the entries, "Shri Hansraj Jivandas" and "Shri Chunilal Pranjivandas", the following shall be substituted, namely:—

"Shri R. B. Desai, Shri Mathuradas Ramdas".

(Sd.) V. NANJAPPA,  
Textile Commissioner.

[No. 24(18)-TEX(A)/56-3.]

V. V. NENE, Under Secy.

## INDIAN STANDARD INSTITUTION

*Delhi, the 17th June 1957*

**S.R.O.2120**—In pursuance of sub-regulations (2) and (3) of regulation 3 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that the Indian Standards particulars of which are given in the Schedule hereto annexed, have been established during the period 1st to 15th June 1957.

### THE SCHEDULE

Sl. No.	No. and title of the Indian Standard established No.	No. and title of the Indian Standard or Standards, if any, superseded by the new Indian Stand- ard	Brief Particulars
1	2	3	4
1	IS: 736—1956 Specification for Wrought Aluminium and Aluminium Alloys, Plate (For General Engineering purposes)	..	This standard covers the requirements of three grades of wrought aluminium and of six grades of wrought aluminium alloys in the form of plates for general engineering purposes (Price Rs 3.00).
2	IS: 780—1956 Specification for Sluice Valves for Water Works Purposes.	..	This standard covers the requirements for sluice valves of the inside non-raising screw type with either double flange or double socket ends and cap or handwheel for operation up to and including 12 in. size used for water works purposes (Price Rs. 2.50).
3	IS: 888—1956 Specification for Hollow Ground Razors, Open Type.	..	This standard covers the requirements of open type and open type (army pattern) hollow ground razors (Price Rs. 1.00).

4 IS : 1028—1956 Specification for Silicon Bronze Ingots and Castings.

This standard covers the requirements of silicon bronze ingots and castings used in sewage disposal equipment, chemical process equipment, marine hardware and anti-corrosive pipe fittings, etc, (Price Re. 1.00).

5 IS: 1036—1957 Specification for 6-Volt Accumulator—Operated Community Radio Receivers.

This standard prescribes the mechanical, electrical and minimum performance requirements and other essential features of community radio receivers of the super-heterodyne type design for operation from 6-volt lead-acid accumulators and intended for reception of amplitude modulation broadcast transmissions (Price Rs. 1.50).

Copies of these Indian Standards are available for sale with the Indian Standards Institution, 19, University Road, Delhi-8.

[No. MDC/11(4).]

**S.R.O.2121**—In pursuance of sub-regulation (1) of regulation 8 of the Indian Standards Institution (Certification Marks) Regulations, 1955, the Indian Standards Institution hereby notifies that three licences, particulars of which are given in the Schedule hereto annexed, have been renewed for a period of one year.

#### THE SCHEDULE

Sl. No.	Licence No. and date	Period of Validity		Name and Address of Licenssee	Article(s)/Process covered by the licence	Relevant Indian Standard
		From	To			
1	CM/L-9 11-6-1956	14-6-1957	13-6-1958	Messrs. Jeewanlal (1929) Limited, Sree Ganeshar Aluminium Works, No. 1 Singara Garden 4th Lane, Washermanpet, Madras.	Wrought Aluminium Utensils—Grade A.	IS: 21—1953 Specification for Wrought Aluminium for Utensils.
2	CM/L-10 11-6-1956	14-6-1957	13-6-1958	Messrs. Jeewanlal (1929) Limited, Crown Aluminium Works, 26 Parel Tank Road, Bombay-12.	Wrought Aluminium Utensils—Grade A.	IS:21—1953 Specification for Wrought Aluminium for Utensils.

1	2	3	4
3 CM/L-II 11-6-1956	14-6 1957	13-6-1958	Messrs. Jeewanlal (1929) Wrought Aluminium IS: 21—1953 Specification for Limited, Crown Aluminium Utensils—Grade A. Wrought Aluminium for Works, 95, Grand Trunk Road, P.O. Belur Math Utensils. (District Howrah).

D.V. KARMARKAR,  
Deputy Director (Marks)

[No. MDC/II(12).]

New Delhi, the 24th June, 1957

**S.R.O. 2122.**—In exercise of the powers conferred by Clause (b) of Sub-Section (2) of Section 6 of the Forward Contracts (Regulation) Act, 1952 (74 of 1952), read with Article 65(ii) of the Articles of Association of the Alleppey Oil Millers' and Merchants' Association Ltd., Alleppey, (hereinafter referred to as the Association), the Central Government hereby appoints each of the persons specified in column 2 of the table annexed hereto on the Committee of Management of the Association to represent interests specified in the corresponding entry in column 3 of the table.

TABLE

S. No.	Name	Interest represented
1	2	3
1.	Shri S. S. Santhanam Inspecting Officer, Forward Markets Commission Bombay.	Central Government
2.	Shri G. Parameswaran Pillai Retired Chief Secretary to the Government of Kerala and Chairman State Co-operative Bank Ltd. Trivandrum Kerala State.	Interests not directly represented through membership of the Association.
3	Shri Kerala Varma Thampuran, Professor of Commerce Sacred Hearts College Thevaram Road, Ernakulam Kerala State.	

[No. 35(2)-TMP/57.]  
V. PRAKASH, Under Secy.

(Department of Heavy Industries)

New Delhi, the 19th June 1957

**S.R.O. 2123/IDRA/18A/1/57.**—In exercise of the powers conferred by section 18A of the Industries (Development and Regulation) Act, 1951, (65 of 1951), the Central Government hereby makes the following amendment in its Notified Order No. S.R.O. 2039/IDRA/18A/7/56, dated the 8th September, 1956, namely:—

In the said order in sub-clause (ii) of clause 1 and clause 2 for the words "one year" the words "four years" shall be substituted.

[No. 9(3)/G/57.]

**S.R.O. 2124/IDRA/18A/2/57.**—In exercise of the powers conferred by section 18A of the Industries (Development and Regulation) Act, 1951, (65 of 1951), the Central Government hereby makes the following amendment in its Notified Order No. S.R.O. 1623/IDRA/18A/6/56 dated the 16th July 1956, namely:—

In the said Order in sub-clause (ii) of clause 1 and clause 2, for the words "one year" the words "four years" shall be substituted.

[No. 9(2)/G/57.]  
B. B. SAKSENA, Jt. Secy.

(Department of Heavy Industries)

New Delhi, the 21st June 1957

**S.R.O. 2125/IDRA/29B/6/57.**—In exercise of the powers conferred by sub-section (1) of section 29B of the Industries (Development and Regulation) Act, 1951, (65 of 1951) the Central Government hereby exempts from the operation of sections 10, 11, 11A and 13 of the said Act and the rules made thereunder, all industrial undertakings pertaining to the schedule industry specified below, other than undertakings which are engaged in the manufacture or production of the articles specified in the Annexure to this Notification.

*Name of scheduled industry*

The scheduled industry relating to non-ferrous articles included under "(2) Semi-manufactures and manufactures" under the sub-heading "B. Non-ferrous" and the Heading "1. Metallurgical Industries" in the First Schedule to the Industries (Development and Regulation) Act, 1951.

## THE ANNEXURE

1. Utensils Industry.
2. Wood Screws, Machine Screws, Bolts, Nuts and Rivets made of non-ferrous metals.
3. Collapsible tubes and other extruded and rigid wall containers.
4. R. S. pilfer proof closures and capseals.
5. Capsules.

[No. 4(6)/IA/IG/57.]

P. S. SUNDARAM, Dy. Secy.

## (Department of Heavy Industries)

## ORDERS

New Delhi, the 18th June 1957

**S.R.O. 2126/DCPR/7.**—In pursuance of clause (c) of rule 2 of the Development Councils (Procedural) Rules, 1952, the Central Government hereby appoints Dr. B. Shah, Deputy Development Officer, Development Wing, Ministry of Commerce and Industry, New Delhi, as Secretary to the Development Council established by the Order of the Government of India in the late Ministry of Heavy Industries No. S.R.O. 593/IDRA/6/7, dated the 23rd February 1957, for the scheduled industries engaged in the manufacture and production of Pharmaceuticals & Drugs, with effect from the 23rd February, 1957.

[No. 5(28)IA(II)(G)/56.]

New Delhi, the 20th June 1957

**S.R.O. 2127/DCPR/6.**—In pursuance of clause (c) of rule 2 of the Development Councils (Procedural) Rules, 1952, the Central Government hereby appoints Shri N. T. Gopala Lengar, Deputy Development Officer, Development Wing, Ministry of Commerce and Industry, New Delhi, as Secretary to the Development Council established by the Order of the Government of India in the late Ministry of Heavy Industries No. S.R.O. 958/IDRA/6/9, dated the 19th March, 1957, for the scheduled industries engaged in the manufacture and production of Internal Combustion Engines and Power Driven Pumps and Air Compressors and Blowers, with effect from the 19th March 1957.

[No. 5(4)IA(II)(G)/57.]

B. B. NAG, Under Secy.

## MINISTRY OF FOOD AND AGRICULTURE

## (Department of Agriculture)

New Delhi, the 6th June 1957

**S.R.O. 2128.**—In exercise of the powers conferred by section 5 of the Indian Lac Cess (Amendment) Act, 1956 (No. 35 of 1956) and with reference to the Ministry of Agriculture notification No. 3-84/53-Com.I, dated the 30th March, 1957, the Central Government is pleased to nominate the following persons on the Governing Body and the Advisory Board of the Indian Lac Cess Committee,

to represent the interests mentioned against them, with effect from 1st June, 1957:—

Sub-Section of the Act	Name of the member	Interest Represented	Period of Nomination
1	2	3	4
GOVERNING BODY			
4(4)(i)	Dr. B. N. Uppal, Agricultural Commissioner with the Government of India.	Chairman.	..
4(4)(ii)	Dr. L. C. Verma, Director, Indian Standards Institution, Delhi.	Chairman (Advisory Board).	Three years.
4(4)(iv)	Shri B. L. Jaiswal, Banglataner, P. O. Chakradharpur, Distt. Singhbhum.  Dr. R. W. Aldis C/o M/s Angelo Bros. Ltd., Cossipore, Calcutta.	Shellac Manufacturing Industry.:  Do.	Three years.
	Shri Mahabir Prasad Goenka C/o M/s. Mahabir Prasad Murli-dhar, Gossainkola, Mirzapur.	Do.	Three years.
	Shri D. Mukherji of M/s. D. Mukherji and Co., 155, Radha Bazar Street, Calcutta.	Do.	Three years.
4(4)(v)	Shri A. M. Arathoon C/o. M/s. Arathoon Ltd., 11, Stephen House, 5, Dalhousie Square Street, Calcutta-1.	Shellac Export Trader.	Three years.
4(4)(vi)	Shri B. L. Singh, 14, Bentinck Street, Calcutta.	Lac brokers and Shellac brokers.	Three years.
4(4)(vii)	Shri Chatra Singh Terang, M.L.A.  Mikir Hills, Diphu (Assam).  Pt. Binodanand Jha M. L. A. Ward No. 12, P.O. Deoghar, Distt. Santhal Pargana.	Cultivators of Lac in Assam.  Cultivators of Lac in Bihar.	Three years.
	Shri Gandharpanath Sahdeo of Larba, P.O. Kolebira, Distt. Ranchi.	Do.	Three years.
	Shri Sita Singh of Gerna, P. O. Pandepura, Distt. Hazaribagh.	Do.	Three years.
	Shri Kalicharan Majhi, Village— Bhitaranda, P.O. Bhalda Road Station, Mayurbhanj.	Cultivators of Lac in Orissa.	Three years.
	Shri Karali Kumar Kundu, Rabindra Tirtha, P. O. Tulin, Purulia (West Bengal).	Cultivators of Lac in West Bengal.	Three years.
4(4)(viii)	Prof. G. I. Finch, Director, National Chemical Laboratory, Poona.	Scientist.	Three years.

I

2

3

4

	Shri Ramchandra Upadhyaya, Secretary, Mandvi Taluka Kamdar Paraspur Sahakari Mandali Ltd. (Distt. Surat)	Cultivators of Lac other than referred to in clause (vii) above.	Three years.
	The Director General of Commercial Intelligence and Statistics, Calcutta.	Ministry of Commerce & Industry.	Three years.
	The Financial Adviser to the Ministry of Food and Agriculture, Ministry of Finance (Agriculture Division), New Delhi.	Ministry of Finance.	Three years.
<b>ADVISORY BOARD</b>			
4(5)(i)	Dr. L. C. Verma, Director, Indian Standards Institution, Delhi.	Chairman.	Three years.
4(5)(ii)	The Conservator of Forests, (Bihar).	Do.	Ex-Officio.
4(5)(iii)	The Forest Entomologist, Dehra-Dun.	..	Do.
4(5)(iv)	The Head of the Division of Entomology in the Indian Agricultural Research Institute, New Delhi.	..	Do.
4(5)(v)	The Director of Agriculture, Bihar.	..	Ex-Officio.
4(5)(vi)	The Director, Indian Lac Research Institute.	..	Do.
4(5)(vii)	Shri M. D. Chaturvedi, Timber Adviser to the Government of India, Ministry of Railways (Railway Board), New Delhi.	Forest Officer.	Three years.
4(5)(viii)	Prof. S. K. Mitra B. Sc., Professor and Head of the Department of Physics, Calcutta, University, Calcutta.	Scientist.	Three years.
	Dr. Sadgopal, Officer in charge, Chemistry of the Forest Products Branch, Forest Research Institute, Dehra Dun.	Scientist.	Three years.
4(5)(ix)	Shri MurliDhar Goenka, Gossain-tola, Mirzapur.	Lac Manufacturing Industry.	Three years.
	Shri J. W. Webber of M/s. Gramophone Co. Ltd., Dum Dum, (Calcutta.)	Lac Consuming Industry.	Three years.

The nomination of members representing cultivators of lac from Madhya Pradesh and the Parliament will be notified later.

[No. 3—84/53—Com. 1.]

R. D. THAWANI, Under Secy.

## (Department of Agriculture)

New Delhi, the 19th June 1957

**S.R.O. 2129.**—In pursuance of clauses (i) and (k) of rule 4 of the General Grading and Marking Rules 1937 and in supersession of the previous notification of the Government of India, in the late Department of Education Health and Lands Notification No. F. 3-27(2)/40-A dated the 5th May, 1941, the Central Government fixes from 1st July, 1957 the following scale of charges for Agmark labels for creamery butter to be affixed to cartons, packers or tins of graded butter, namely:—

## Cap. of cartons/packets/tins

## Scale of label charges

Upto 1.0 oz	Re. 0.10 per 100 labels
,, 2.0 oz	Re. 0.20 ,,
,, 3.5 oz	Re. 0.30 ,,
,, 6.0 oz	Re. 0.40 ,,
,, 7.0 oz	Re. 0.50 ,,
,, 8.0 oz	Re. 0.60 ,,
,, 12.0 oz	Re. 0.70 ,,
,, 1.0 lb.	Re. 0.75 ,,
above 1.0 lb.	Re. 0.80 ,,

[No. F.3-9/57-AM.]

New Delhi, the 20th June 1957

**S.R.O. 2130.**—Under the provisions of Clause 3 (1) (ee) of the Fruit Products Order, 1955, the Central Government hereby nominate the following persons to serve on the Central Fruit Products Advisory Committee:—

1. Shri Jal Bhiladwala, Pardi. W. Railways, Bombay State)
2. Shri O. T. Variedh, O. T. Orchards, Trichur. (Kerala State)

(No. F. 4-31/57-AM)

T. S. KRISHNAMURTI, Dy. Secy.

## (Department of Agriculture)

New Delhi, the 24th June 1957

**S.R.O. 2131.**—In this Ministry notification No. F. 8-1/56-Coop.I, dated the 31st August, 1956, against serial No. 9, the following may be substituted:—

For

Substitute

9. Joint Secretary, in charge of Plan Coordination, Planning Commission, Government of India

9. Joint Secretary, in charge of Agriculture Division, Planning Commission, Government of India

[No. F. 11-12/57-Coop.Prog.]

**S.R.O. 2132.**—In partial modification of notification No. F. 11-12/57-Coop. Prog., dated the 10th May, 1957, the Central Government are pleased to appoint the Joint Secretary, in charge of Agriculture Division, Planning Commission, as a member of the Executive Committee of the National Co-operative Development and Warehousing Board in place of Joint Secretary in charge of Planning and Co-ordination, Planning Commission.

[No. F. 11-12/57-Coop. Prog.]

**S.R.O. 2133.**—In this Ministry notification No. F. 18-18/56-Coop.Prog., dated the 26th February, 1957 against serial No. 4, the following may be substituted:—

For—

Substitute—

4. Secretary, Ministry of Production, Government of India

4. Joint Secretary in charge of Agriculture Division, Planning Commission, Government of India

[No. F. 11-12/57-Coop. Prog.]

KRISHAN CHAND, Jt. Secy.

## (Department of Agriculture)

## ORDER

New Delhi, the 18th June 1957

**S.R.O. 2134.**—In exercise of the powers conferred by section 5 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby directs that the power to make orders under sub-section (I) of section 3 of the said Act to provide for matters specified in clause (d) of sub-section (2) of that section shall in relation to Cotton, be exercisable in the State of Madras also by the State Government subject to the conditions that:—

- (i) no order shall be made by the State Government without the prior approval of the Central Government,
- (ii) no order made by the State Government shall remain in force for a period of more than six months unless before the expiry of the said period its duration is extended with the prior approval of the Central Government, and
- (iii) no order made by the State Government in exercise of the aforesaid powers shall have effect in so far as it is repugnant to any order made under the said sub-section (I) by the Central Government.

[No. F.7-5/57-C(E).]

P. N. THAPAR, Secy.

## MINISTRY OF HEALTH

New Delhi, the 12th June 1957

**S.R.O. 2135.**—In exercise of the powers conferred by sub-section (1) and clause (b) of sub-section (2) of section 3 of the Delhi (Control of Building Operations) Act, 1955 (53 of 1955), the Central Government hereby nominates Shri A. V. Venkatasubban, Deputy Secretary, Ministry of Health, as a representative of the Central Government from the Ministry of Health for the Delhi Development Provisional Authority in place of Shri S. Iftikhar Husain who was nominated in this Ministry's Notification No. 12-62/57-LSG dated the 6th May, 1957, and makes the following further amendment in the notification of the Government of India in the Ministry of Health No. 30-5/55-LSG, dated the 2nd November, 1955, namely:—

In the said notification, for serial No. 2, the following shall be substituted, namely:—

“2. Shri A. V. Venkatasubban, Deputy Secretary (Representative of the Central Government from the Ministry of Health).”

This notification shall be deemed to have taken effect from the 3rd June, 1957.

[No. F. 12-62/57-L.S.G.]

S. MULLICK, Joint Secy.

New Delhi, the 15th June 1957

**S.R.O. 2136.**—In exercise of the powers conferred by sub-section (2) of section 6, and sections 12 and 33 of the Drugs Act, 1940 (23 of 1940), the Central Government after consultation with the Drugs Technical Advisory Board, hereby makes the following further amendments in the Drugs Rules, 1945, the same having been previously published as required by the said sections, namely:—

In the said rules—

(1) in rule 1—

(i) for sub-rule (2), the following sub-rule shall be substituted, namely:—  
“(2) They extend to the whole of India except the State of Jammu and Kashmir,”

(ii) sub-rule (3) including the proviso to that sub-rule shall be omitted.

(2) in rule 2—

(i) in clause (g) the words “and to a registered medical practitioner for supply to his own patient” shall be omitted.

(ii) after clause (h), the following clause shall be inserted namely:—

“(i) State Government in relation to a Union Territory means the Administrator thereof.”

(3) in rule 3, clause (ii) shall be omitted.

(4) Part III (rules 9 to 20) shall be omitted.

(5) in rule 24—

(i) in sub-rule (1) for words "fee of rupees ten", the words "fee of rupees fifty" shall be substituted.

(ii) to sub-rule (1) the following proviso shall be added, namely:

"Provided that in the case of subsequent applications by the same importer for import licence for products manufactured by the same manufacturer, the fee to accompany each such application shall be rupees fifteen".

(iii) in sub-rule (2) for the words "A fee of rupees two", the words "A fee of rupees twelve and fifty naye paise", shall be substituted.

(6) in rule 25, sub-rule (2) shall be omitted.

(7) in rule 46, the proviso shall be omitted.

(8) in rule 59—

(i) for sub-rule (2), the following sub-rule shall be substituted, namely:

"(2) Applications for the grant or renewal of a licence to sell, stock or exhibit for sale, or distribute drugs shall be made in Form 19 or Form 19-A, as the case may be, to the licensing authority and shall be accompanied by a fee of rupees twenty":

Provided that in the case of an itinerant vendor the application in Form 19-A shall be accompanied by a fee of rupees five.

(ii) in sub-rule (3) for the words "A fee of rupees two", the words "A fee of rupees five and in the case of itinerant vendor a fee of rupee one and twenty five naye paise" shall be substituted.

(iii) for the existing proviso to sub-rule (3), the following shall be substituted, namely:

"Provided that if the applicant fails to apply for renewal of licence before the expiry of the licence in force, the fee payable for the renewal of such licence shall be rupees twenty plus an additional fee of rupees twenty and in the case of itinerant vendors the fee shall be rupees five plus an additional fee of rupees five.

(9) in rule 60, sub-rule (2) of rule 66, sub-rule (2) of rule 85, and sub-rule (2) of rule 93, for the words "Central Government" wherever they occur in those rules, the words "State Government" shall be substituted.

(10) in rule 61—

(i) for sub-rule (1), the following shall be substituted namely:

"(1) a licence to sell, stock or exhibit for sale, or distribute drugs other than those specified in Schedules C and C(1) by retail, on restricted licence or by wholesale shall be issued in Form 20, 20-A and 20-B respectively."

(ii) for sub-rule (2), the following shall be substituted, namely:

"(2) A licence to sell, stock or exhibit for sale, or distribute drugs specified in Schedule C and C(1) by retail, on restricted licence or by wholesale shall be issued in Form 21, 21-A and 21-B respectively."

(11) for rule 64 the following rule shall be substituted, namely:—

**"64 Conditions to be satisfied before a licence in Form 20, 20-B, 21 or 21-B is granted.—(1)** A licence in Form 20, 20-B, 21 or 21-B to sell, stock or exhibit for sale, or distribute drugs shall not be granted to any person unless the authority empowered to grant the licence is satisfied that the premises in respect of which the licence is to be granted are adequate, equipped with proper storage accommodation for preserving the properties of the drugs to which the licence applies and are in charge of a person competent in the opinion of the licensing authority to supervise and control the sale, distribution and preservation of drugs:

"Provided that in the case of a pharmacy a licence in Form 20 or 21 shall not be granted unless the licensing authority is satisfied that the requirements prescribed for a pharmacy in Schedule N have been complied with.

**Explanation:—**For the purpose of this rule the term 'Pharmacy' shall be held to mean and include every store or shop or other place (1), where

drugs are dispensed, that is, measured or weighed or made up and supplied, or (2) where prescriptions are compounded; or (3) where drugs are prepared or (4) which has upon it or displayed within it, or affixed to or used in connection with it, a sign bearing the word or words "Pharmacy", "Pharmacist", "Dispensing Chemist", or "Pharmaceutical Chemist" or (5) which, by sign, symbol or indication within it or upon it gives the impression that the operations mentioned at (1), (2) and (3) are carried out in the premises or (6) which is advertised in terms referred to in (4) above".

- (2) In granting a licence under sub-rule (1) the authority empowered to grant it shall have regard:—
- to the average number of licences granted during the period of 3 years immediately preceding the 1st April, 1950; and
  - to the occupation, trade or business ordinarily carried on by such applicant during the period aforesaid:

Provided that the licensing authority may refuse to grant or renew a licence to any applicant or licensee in respect of whom it is satisfied that by reason of his conviction of an offence under the Act or these rules, or the previous cancellation or suspension of any licence granted thereunder, he is not a fit person to whom a licence should be granted under this rule. Every such order shall be communicated to the licensee as soon as possible.

- (3) Any person who is dissatisfied with any order passed by the licensing authority under sub-rule (1) may, within a period of one month from the date of the communication of such order to him, appeal to the State Government concerned whose decision thereon shall be final."

(12) in rule 65—

- in sub-rule (4), after the words "specified in Schedule C" in the opening paragraph, the words "or of a preparation containing not less than 3 per cent by volume of ethyl alcohol" shall be inserted;
- after the proviso to sub-rule (4), the following further proviso shall be inserted, namely:—

"Provided further that in the case of a supply of a drug containing alcohol, it shall be open to the licensing authority to accept any records in lieu of a register".

- For sub-rule (15) the following sub-rule shall be substituted, namely:—
  - The description "Drugstore" shall be displayed by such licencees who do not require the services of a qualified person.
  - The description "Chemists and Druggists" shall be displayed by such licencees who employ the services of a "qualified person" but who do not maintain a "Pharmacy" for compounding against prescription.
  - The description "Pharmacy", "Pharmacist", "Dispensing Chemist" or "Pharmaceutical Chemist" shall be displayed by such licencees who employ the services of a qualified person and maintain a "Pharmacy" for compounding against prescriptions:

*Explanation*

For the purpose of this sub-rule "qualified person" means a person who:—

- holds a degree or diploma in Pharmacy or pharmaceutical chemistry of an institution approved by the licensing authority, or
- is a Member of the Pharmaceutical Society of Great Britain, or
- has had not less than four years' practical experience of dispensing which is in the opinion of the licensing authority adequate, and has been approved by that authority as a qualified person.

(13) in rule 69—

- for sub-rule (1), the following shall be substituted namely:—
  - Applications for the grant or renewal of licences to manufacture for sale of drugs other than those specified in Schedule C and C (1), shall be made to the licensing authority appointed by the State Government for the purpose of this part (hereafter in this part referred to as the

licensing authority) in Form 24 and shall be accompanied by a fee of rupees two hundred:

Provided that if a person fails to apply for the renewal of his licence before the date of its expiry the fee payable for the renewal of such licence shall be rupees two hundred plus an additional fee of rupees one hundred."

(ii) in sub-rule (2) for the words "A fee of rupees five", the words "A fee of rupees fifty" shall be substituted.

(iii) After sub-rule (2) the following sub-rule shall be inserted, namely:—

(3) Applications by licensees to manufacture additional categories of drugs shall be accompanied by a fee of rupees ten for each category of drugs specified in Schedule 'M'."

(14) After the rule 69, the following rule shall be inserted, namely:—

69-A. *Loan Licences.*—Applications for the grant or renewal of loan licences for the manufacture for sale of drugs other than those specified in Schedule C and C(1) shall be made in Form 24-A to the licensing authority and shall be accompanied by a fee of rupees one hundred.

*Explanation.*—For the purpose of this rule a loan licence means a licence which a licensing authority may issue to an applicant who does not have his own arrangements for manufacture but who intends to avail himself of the manufacturing facilities owned by a licensee in Form 25.

(2) The licensing authority shall, before the grant of a loan licence, satisfy himself that the manufacturing unit has adequate equipment, staff, capacity for manufacture, and facilities for testing, to undertake the manufacture on behalf of the applicant for a loan licence.

(3) Subject to the provisions of sub-rule (2) applications for manufacture of additional items on a loan licence shall be accompanied by a fee of rupees ten for each category of items.

(15) After rule 70, the following new rule shall be inserted, namely:—

"70-A. *Form of loan licence to manufacture for sale of drugs other than those specified in Schedules C and C(1).*—A loan licence to manufacture for sale of drugs other than those specified in Schedules C and C(1) shall be issued in Form 25-A".

(16) For rule 71 the following shall be substituted, namely:—

"71. *Conditions for the grant or renewal of a licence in Form 25.*—Before a licence in Form 25 is granted or renewed, the following conditions shall be complied with by the applicant:—

1. The manufacture shall be conducted under the active direction and personal supervision of competent technical staff consisting at least of one person who is a whole-time employee and who is—

(a) a graduate in Pharmacy or Pharmaceutical Chemistry of a University recognised by the Central Government for the purpose of this rule and has had at least two years' experience after the graduation in the manufacture of drugs. This period of experience may however be reduced by six months if the person has undergone training in manufacture of drugs for a period of six months during his University course;

*Or*

(b) A graduate in Science of a University recognised by the Central Government who for the purpose of his degree has studied Chemistry as a principal subject and has had at least three years' practical experience in the manufacture of drugs after his graduation;

*Or*

(c) A graduate in Chemical Engineering or Chemical Technology or Medicine of a University recognised by the Central Government with general training and practical experience extending over a period of not less than three years in the manufacture of drugs, after his graduation.

2. The factory premises shall comply with the conditions prescribed in Schedule M.

3. The applicant shall provide adequate space, plant and equipment for the manufacturing operations; the space, plant and equipment recommended for various operations are given in Schedule M.
4. The applicant shall either (i) provide and maintain an adequate staff, and adequate premises and adequate laboratory equipment for carrying out tests of the strength, quality and purity of the substances, or (ii) make arrangements with some institutions approved by the licensing authority for such tests to be regularly carried out on his behalf by that institution:

Provided that the manufacturing unit shall be separate from the testing unit and that the head of the testing unit shall be independent of the head of the manufacturing unit.

5. The applicant shall make adequate arrangements for the storage of drugs manufactured by him".

(17) After rule 73, the following rule shall be inserted namely:—

“73-A. *A certificate of renewal of a loan licence.*—The certificate of renewal of a loan licence in Form 25-A shall be issued in Form 26-A.”

(18) for clause (a) of rule 74, the following shall be substituted, namely:—

“(a) The licensee shall provide and maintain staff, premises and equipment as specified in rule 71.”

(19) for rule 75, the following rule shall be substituted, namely:—

“75. *Form of application for licence to manufacture for sale drugs specified in Schedule C and C(1).*—(1) Applications for the grant or renewal of licences to manufacture for sale drugs specified in Schedules C and C(1) shall be made to the licensing authority in Form 27 and shall be accompanied by a fee of rupees three hundred and an inspection fee of rupees two hundred for first inspection or rupees one hundred in the case of inspections for renewal of licences:

Provided that if a person fails to apply for the renewal of his licence before the date of its expiry the fee payable for renewal of a licence shall be rupees three hundred plus an additional fee of rupees two hundred in addition to the inspection fee.

(2) A fee of rupees seventyfive shall be paid for a duplicate copy of a licence issued under this rule, if the original is defaced, damaged or lost.

(3) Applications by licensees to manufacture additional drugs shall be accompanied by a fee of rupees fifteen for each item listed in the application subject to a maximum of rupees three hundred.

(20) After rule 75 the following rule shall be inserted namely:—

“75-A. *Loan Licences.*—(1) Applications for the grant or renewal of loan licences for the manufacture for sale of drugs specified in Schedules C and C(1) shall be made in Form 27-A to the licensing authority and shall be accompanied by a fee of rupees three hundred.

*Explanation.*—For the purpose of this rule a loan licence means a licence which a licensing authority may issue to an applicant who does not have his own arrangements for manufacture but who intends to avail for himself of the manufacturing facilities owned by another licensee in Form 28.

(2) The licensing authority shall, before the grant of a loan licence, satisfy himself that the manufacturing unit has adequate equipment, staff, capacity for manufacture and facilities for testing, to undertake the manufacture on behalf of the applicant for a loan licence.

(3) Subject to the provisions of sub-rule (2) applications for manufacture of additional items on a loan licence shall be accompanied by a fee of rupees fifteen for each item subject to a maximum of rupees three hundred.

(21) For rule 76, the following rule shall be substituted, namely:—

“76. *Form of licence to manufacture drugs specified in Schedules C and C(1) and conditions for the grant or renewal of such licence.*—A licence to manufacture for sale of drugs specified in Schedules C and C(1) shall be issued in Form 28. Before a licence in Form 28 is granted

or renewed the following conditions shall be complied with by the applicant:

1. The manufacture will be conducted under the active direction and personal supervision of competent technical staff consisting at least of one person who is a whole time employee and who is—
  - (a) a graduate in Pharmacy or Pharmaceuticall Chemistry of a University recognised by the Central Government for the purpose of this rule and has had at least two years' experience after the graduation in the manufacture of drugs to which this licence applies; this period of experience may however be reduced by six months if the person has undergone training in manufacture of drugs to which the licence applies for a period of six months during his University course.
  - (b) a graduate in Science of a University recognised by the Central Government who for the purpose of his degree has studied Chemistry as a principal subject and has had at least three years' practical experience in the manufacture of drugs to which this licence applies after his graduation; or
  - (c) a graduate in medicine of a University recognised by the Central Government with at least three years' experience in the manufacture and pharmacological testing of biological products after his graduation.
2. The factory premises shall comply with the conditions prescribed in Schedule M.
3. The applicant shall provide adequate space, plant and equipment for any or all the manufacturing operations; the space, plant and equipment recommended for various operations are given in Schedule M.
4. The applicant shall either (i) provide and maintain an adequate staff and adequate premises and adequate laboratory equipment for carrying out such tests of the strength quality and purity of the substances as may be required to be carried out by him under the provisions of Part X of these rules, including proper housing for animals used for the purposes of such tests, or (ii) make arrangements with some institution approved by the licensing authority for such tests to be regularly carried out on his behalf by that institution:

Provided that the manufacturing unit shall be separate from the testing unit and that the head of the testing unit shall be independent of the head of the manufacturing unit.

5. The applicant shall make adequate arrangements for the storage of drugs manufactured by him.

(22) After rule 76, the following rule shall be added, namely:

“76-A. Form of loan licence to manufacture for sale drugs specified in Schedule C and C(1).—A loan licence to manufacture for sale drugs specified in Schedules C and C(1) shall be issued in Form 28-A.”

(23) for clause (b) of Rule 78, the following shall be substituted, namely:

“(b) The licensee shall provide and maintain staff, premises and equipment as specified in rule 76.”

(24) in rule 82 for the words “rupees thirty” the words “rupees fifty” shall be substituted.

(25) After rule 83, the following rule shall be inserted, namely:—

“83-A. Certificate of a renewal of a loan licence.—The certificate of renewal of a loan licence in Form 28-A shall be issued in Form 26-A.”

(26) in sub-rule (5) of rule 101, the words “the quantity of alcohol or” shall be omitted;

(27) in rule 103—

(a) sub-rule (i) shall be omitted;

(b) in sub-rule (3), for the words “an unregistered patent or proprietary”, the words “a patent or proprietary” shall be substituted;

(28) after clause (b) of sub-rule (4) of rule 109, the following clause shall be inserted, namely:—

“(bb) in all other cases, the date on which the substance is filled in the container.”;

(29) After rule 124, the following rules shall be inserted, namely:—

"125.—*Standards for substances (other than food) intended to affect the structure or any function of the human body—Chemical Contraceptives.*—The standards for substances (other than food) intended to affect the structure or any function of the human body, commonly known as chemical contraceptives shall be the formula approved as safe by the Central Government and displayed in the prescribed manner on the label on the container.

126. *Standards for substances intended to be used for the destruction of vermin or insects which cause disease in human beings or animals—Insecticides.*—The standards for substances intended to be used for the destruction of vermin or insects which cause disease in human beings or animals, commonly known as insecticides, shall be the standards for identity, purity or strength laid down in the prescribed pharmacopoeiae or the formula or list of ingredients displayed in the prescribed manner on the label on the container.

127. *Admissibility of colours.*—Any drug covered by the prescribed pharmacopoeiae shall not be deemed to be not conforming to "standard quality", as defined in the Act, merely because of the presence therein of any one or more of the following colours:

(1) Natural colours: Chlorophyll, Cochineal.

(2) Artificial colours: Caramel.

(3) Coal Tar Colours:

*Red.*—Amaranth (C.I. 184) Erythrosine (C.I. 773) Ponceaux 3  
R (C.I. 80).

*Orange.*—Orange (C.I. 150).

*Yellow.*—Tartrazine (C.I. 640).

*Blue.*—Indigotine (C.I. 1180) Brilliant Blue:

Provided that the name of the colour and its content in terms of percentage are stated on the label on the container.

128. The following rules are hereby repealed except as respects things done or omitted to be done under those rules, namely:—

"Andhra Pradesh Drugs Rules, 1945

Assam Drugs Rules, 1945

Bihar Drugs Rules, 1945

Bombay Drugs Rules, 1946

East Punjab Drugs Rules, 1945

C.P. & Berar Drugs Rules, 1945

Madras Drugs Rules, 1945

Orissa Drugs Rules, 1945

Rajasthan Drugs Rules, 1953

Saurashtra Drugs Rules, 1953

Travancore-Cochin Drugs Rules, 1953

United Provinces Drugs Rules, 1945

West Bengal Drugs Rules, 1946.";

(30) for the words "Chief Commissioner" wherever they occur in these rules, the words "State Government" shall be substituted.

(31) Forms 3, 4, 5, 6 and 7 of Schedule 'A' shall be omitted;

(32) in Form 15 of Schedule A—

(a) in para 1, the words, figures, brackets and letter "and whereas I have reported the fact to the District/Chief Presidency Magistrate and have been authorised by him to take action under clause (c) of Section 22 of the said Act" shall be omitted; (b) in para 2, after the words "require you", the words, figures, brackets and letter "under clause (c) of Section 22 of the said Act" shall be inserted.

(33) In Schedule A—

(i) For Forms 19, 19A, 20, 20A, 21, 21A, 24, 25, 26, 27 and 28, the following forms shall respectively be substituted, namely:

## FORM 19

[See rule 59(2)]

*Application for a Licence to sell, stock or exhibit for sale, or distribute drugs.*1. I/We.....of.....hereby apply for a licence to sell by \*Wholesale drugs \*specified in Schedule C and C(1) \*retail

and/or drugs \*other than those specified in Schedule C and C(1) to the Drugs Rules, 1945 and \*also to operate a pharmacy on the premises situated at.....

2. †The sale and dispensing of drugs will be made under the personal supervision of a qualified person.

(Name.....(Qualifications).....

(Name.....(Qualifications).....

3. Categories or drugs to be sold.....

4. ‡Particulars of storage accommodation for Schedules C and C(1) drugs in the premises referred to above.....

5. A fee of rupees.....has been credited to Government under the head of account.....

Date..... Signature.....

\*Delete whichever is not applicable.

†To be deleted if drugs will be sold only by wholesale.

‡Required only if products requiring special storage are to be sold.

## FORM 19-A.

[See rule 59(2)]

*Application for a restricted licence to sell, stock or exhibit for sale, or distribute drugs by retail, by itinerant vendors and other dealers who do not engage the services of a qualified person.*

1. I/We.....of.....hereby apply for a licence to sell by retail (i) Drugs other than those specified in Schedules C and C(1) on the premises situated at.....

or (ii)

C and C(1) as vendor in the area.....

Drugs specified in Schedules C and C(1) on the premises situated at.....

Drugs specified in Schedules C and C(1) as vendor in the area.....

2. Sales shall be restricted to such drugs as can be sold without the supervision of a qualified person under the Drugs Rules.

3. Categories of drugs to be sold.....

4. Particulars of the storage accommodation for the storage of Schedules C and C(1) drugs on the premises referred to above.

5. The drugs for sale will be purchased from the following dealers and such other dealers as may be endorsed on the licence by the licensing authority from time to time.

Name of dealers.....Licence No.....

6. A fee of rupees \*five has been credited to Government under the head of \*twenty account.....

Date..... Signature.....

\*Rupees five for itinerant vendors and rupees twenty for other restricted licences.

†Delete if not required.

‡Applies only to an itinerant vendor.

## FORM 20

[See rule 61(1)]

'Licence to sell, stock or exhibit for sale or distribute drugs by retail other than those specified in Schedules C and C(1).

1. .... is hereby licensed to sell, stock or exhibit for sale or distribute by retail drugs other than those specified in Schedules C and C(1) of the Drugs Rules, 1945, \*and to operate a pharmacy on the premises situated at.....subject to the conditions specified below and to the provisions of the Drugs Act, 1940 and the rules thereunder.

2. The licence will be in force for two years from the date given below.

3. Name(s) of qualified person(s) in charge.....

4. Categories of drugs.....

Date.....

Licensing Authority.

*Conditions of Licence*

1. This licence shall be displayed in a prominent place in a part of the premises open to the public.

2. The licensee shall comply with the provisions of the Drugs Act, 1940 and the Rules thereunder for the time being in force.

3. The licensee shall report to the licensing authority any change in the qualified staff in charge within one month of such change.

\*Delete if it is not applicable.

## FORM 20-A

[See rule 61(1)]

Restricted licence to sell, stock or exhibit for sale or distribute drugs by retail other than those specified in Schedules C and C(1) for itinerant vendors and other dealers who do not engage the services of a qualified person.

1. .... is hereby licensed to sell, stock or exhibit for sale or distribute on the premises situated at/as vendor in the area.....drugs other than those specified in Schedules C and C(1) of the Drugs Rules, 1945 subject to the conditions specified below and to the provisions of the Drugs Act, 1940, and the rules made thereunder.

2. This licence will be in force for two years from the date given below.

3. The licensee can deal only in such drugs as can be sold without the supervision of a "qualified person" under the Drugs Rules, 1945.

4. The licensee, if he be an itinerant vendor, shall buy drugs only from the following dealers and such other dealers as may be endorsed on the licence by the licensing authority from time to time.

Name of the dealers..... Licence No.....

Date.....

Licensing Authority.

*Conditions of Licence*

1. This Licence shall be displayed in a prominent place in a part of the premises open to the public or shall be kept on the person of the vendor who shall produce it on demand by an Inspector or an officer authorised by the State Government in this behalf.

2. The licensee shall comply with the provisions of the Drugs Act, 1940, and the rules thereunder for the time being in force.

## FORM 20-B

[See rule 61(1)]

*Licence to sell, stock or exhibit for sale, or distribute by wholesale, drugs other than those specified in Schedules C and C(1).*

1.....is hereby licensed to sell, stock or exhibit for sale or distribute by wholesale drugs other than those specified in Schedules C and C(1) on the premises situated at.....subject to the conditions specified below and to the provisions of the Drugs Act, 1940, and the rules thereunder.

2. The licence will be in force for two years from the date given below.

3. Categories of drugs.....

Date.....

Licensing Authority.

*Conditions of Licence*

1. This licence shall be displayed in a prominent place in a part of the premises open to the public.

2. The licensee shall comply with the provisions of the Drugs Act, 1940 and the rules thereunder for the time being in force.

3. No sale of pay drug shall be made to a person not holding a licence to sell, stock or exhibit for sale or distribute the Drug.

Provided that this condition shall not apply to the sale of any drug to—

- (a) an officer or authority purchasing on behalf of Government, or
- (b) a hospital, medical, educational or research institution, or a registered medical practitioner for the purpose of supply to his patients.

## FORM 21

[See rule 61(1)]

*Licence to sell, stock or exhibit for sale, or distribute by retail drugs specified in Schedules C and C(1).*

1.....is hereby licensed to sell, stock or exhibit for sale or distribute by retail on the premises situated at.....the following categories of drugs specified in Schedules C and C(1) to the Drugs Rules, 1945.

Categories of drugs.....

2. This licence shall be in force for two years from the date of issue of this licence.....

3. Name(s) of qualified persons in charge.....

4. The licence is subject to the conditions stated below and to the provisions of the Drugs Act, 1940, and the rules thereunder.

Date.....

Licensing Authority.

*Conditions of Licence*

1. This licence shall be displayed in a prominent place in a part of the premises open to the public.

2. The licensee shall report forthwith to the licensing authority any change in the qualified staff in charge.

3. No drugs specified in this licence shall be sold or stock or exhibited for sale unless such precautions as are published by the Licensing Authority from time to time in the Gazette have been observed throughout the period during which it has been in the possession of the licensee.

4. If the licensee wants to sell, stock or exhibit for sale, or distribute, during the currency of the licence, additional categories of drugs listed in Schedules C and C(1) but not included in this licence, he should apply to the Licensing Authority for the necessary permission. This licence will be deemed to extend to the categories of drugs in respect of which such permission is given. This permission shall be endorsed on the licence by the Licensing Authority.

## FORM 21-A

[See rule 61(2)]

**Restricted licence to sell, stock or exhibit for sale or distribute by retail drugs specified in Schedules C and C(1) for itinerant vendors and dealers who do not engage the services of a qualified person.**

1. .... is hereby licensed to sell, stock or exhibit for sale or distribute by retail on the premises situated at/as vendor in the area ..... drugs specified in Schedules C and C(1) to the Drugs Rules, 1945, subject to the conditions specified below and to the provisions of the Drugs Act, 1940, and the rules thereunder.
2. The licence will be in force for two years from the date given below.
3. Particulars of Schedules C and C(1) drugs to be sold.....
  
4. The licensee, if he is an itinerant vendor, shall buy drugs only from the following dealers and such other dealers as may be endorsed on the licence by the licensing authority from time to time.

Name of the dealer(s).

Licence No. ....

Date.....

Licensing Authority.....

**Conditions of Licence**

1. This licence shall be displayed in a prominent and conspicuous place in a part of the premises open to the public or shall be kept on the person of the vendor who shall produce it on demand by an Inspector or an officer authorised by the State Government in this behalf.
2. No drug to which this licence applies shall be sold or stocked and exhibited for sale unless such precautions as are published by the Licensing Authority from time to time in the Gazette have been observed throughout the period during which it has been in the possession of the licensee.

## FORM 21-B

[See rule 61(2)]

**Licence to sell, stock or exhibit for sale or distribute by wholesale drugs specified in Schedules C and C(1)**

1. .... is hereby licensed to sell, stock or exhibit for sale or distribute by wholesale on the premises situated at ..... the following categories of drugs specified in Schedules C and C(1) to the Drugs Rules, 1945:—

**Categories of drugs.**

2. This licence shall be in force for two years from the date of issue of this licence.
3. This licence is subject to the conditions stated below and to the provisions of the Drugs Act, 1940 and the rules thereunder.

Date.....

Licensing Authority.....

**Conditions of Licence**

1. This licence shall be displayed in a prominent place in a part of the premises open to the public.
2. No drug to which this licence applies shall be sold or stocked and exhibited for sale unless the precautions as are published by the Licensing Authority from time to time in the Gazette have been observed throughout the period during which it has been in the possession of the licensee.
3. If the licensee wants to sell, stock and exhibit for sale or distribute, during the currency of the licence additional categories of drugs listed in Schedules C and C(1) but not included in this licence, he should apply to the Licensing Authority for the necessary permission. This licence will be deemed to extend to the categories of drugs in respect of which such permission is given. This permission shall be endorsed on the licence by the Licensing Authority.

4. No sale of any drug shall be made for purposes of re-sale to a person not holding a licence to sell, stock or exhibit for sale or distribute the drug:

Provided that this condition shall not apply to the sale any drug to—

- (a) an officer or authority purchasing on behalf of Government, or
- (b) a hospital, a medical, educational or research institution.

#### FORM 24

[See rule 69]

*Application for the grant of or renewal of a licence to manufacture for sale drugs other than those specified in Schedule C and C(1)*

1. I/We..... of..... hereby apply for the grant/renewal of a licence to manufacture on the premises situated at..... the following drugs being drugs other than those specified in Schedules C and C(1) to the Drugs Rules, 1945.

2. Categories of drugs as per Schedule M.

.....

3. Names, qualifications and experience of a technical staff employed for manufacture and testing.

4. A fee of rupees..... has been credited to Government under the head of account..... Date..... Signature.....

NOTE.—The application should be accompanied by a plan of the premises.

#### FORM 25

[See rule 70]

*Licence to manufacture for sale drugs other than those specified in Schedules C and C(1)*

Number of Licence and date of issue.....

1. .... is hereby licensed to manufacture the following categories of drugs being drugs other than those specified in Schedules C and C(1) to the Drugs Rules, 1945 on the premises situated at..... under the direction and supervision of the following expert staff:—

(a) Expert Staff (Names).

(b) Categories of drugs as per Schedule M.

2. The licence authorises the sale by way of wholesale dealing and storage for sale by the licensee of the drugs manufactured under the licence, subject to the conditions applicable to licences for sale.

3. The licence shall be in force for a period of two years from the date of issue.

4. The licence is subject to the conditions stated below and to such other conditions as may be specified in the rules for the time being in force under the Drugs Act, 1940.

Date.....

Signature.....

Designation.....

1. This licence and any certificate of renewal in force shall be kept on the approved premises and shall be produced at the request of an Inspector appointed under the Drugs Act, 1940.

2. Any change in the expert staff named in the licence shall be forthwith reported to the Licensing Authority.

3. If the licensee wants to manufacture for sale additional categories of drugs listed in Schedule M he should apply to the Licensing Authority for the necessary endorsement to this licence as provided in rule 69(2). This licence will be deemed to extend to the categories of drugs so endorsed.

## FORM 26

[See rules 73 &amp; 83]

*Certificate of renewal of licence to manufacture for sale drugs*

1. Certified that licence No..... granted on the..... to..... for the manufacture of the following categories of drugs other than those specified in Schedules C and C(1) to the Drugs Rules, 1945/undermentioned drugs being drugs covered by Schedules C and C(1) to the Drugs Rules, 1945 at the premises situated at..... has been renewed for a period of two years from the.....

## \*Categories of drugs

## Name of drugs

2. Name(s) of approved expert staff.....

Date..... Signature.....  
Designation.....

\* Delete whatever portion is not required.

## FORM 27

*Application for grant or renewal of a licence to manufacture for sale drugs specified in Schedules C and C(1)*

1. I/We..... hereby apply for the grant/renewal of a licence to manufacture on the premises situated at..... the undermentioned drugs, being drugs specified in Schedule C and/or C(1) to the Drugs Rules, 1945:—

## Names of drugs.

(each item to be separately specified).

2. The names, qualifications and experience of the expert staff responsible for the manufacture and testing of the above mentioned drugs:—

- (a) Name(s) of staff responsible for testing.....
- (b) Name(s) of staff responsible for manufacture.....

3. The premises and plant are ready for inspection/will be ready for inspection on.....

4. A fee of rupees..... and an inspection fee of rupees..... has been credited to Government under the head of account.....

Date..... Signature.....  
Designation.....

NOTE.—The application shall be accompanied by a plan of the premises.

## FORM 28

(See rule 76)

*Licence to manufacture for sale drugs specified in Schedules C and C(1)*

Number of licence and date of issue.....

1. .... is hereby licensed to manufacture at the premises situated at..... the following drugs, being drugs specified in Schedules C and C(1) to the Drugs Rules, 1945:—

## Names of Drugs.

2. Names of approved expert staff.....
3. The licence authorises the sale by way of wholesale dealing and storage for sale by the licensee of the drugs manufactured under the licence subject to the conditions applicable to licences for sale.
4. The licence will be in force for a period of two years from the date of issue.

5. The licence is subject to the conditions stated below and to such other conditions as may be specified in the Rules for the time being in force under the Drugs Act, 1940.

Date of issue.....

Signature.....

Designation.....

1. This licence and any certificate of renewal in force shall be kept on the approved premises and shall be produced at the request of an Inspector appointed under the Drugs Act, 1940.

2. If the licensee wishes to undertake during the currency of the licence the manufacture of any drug specified in Schedules C and/or C(1) not included above, he should apply to the Licensing Authority for the necessary endorsement as provided in rule 75(3). This licence will be deemed to extend to the items so endorsed.

3. Any change in the expert staff shall be forthwith reported to the Licensing Authority.

(ii) after Form 24, the following Form shall be inserted, namely:—

**FORM 24-A**

(See rule 69-A)

*Application for grant or renewal of a loan licence to manufacture for sale drugs other than those specified in Schedules C and C(1)*

1. I/We\*..... of†..... hereby apply for the grant/renewal of a loan licence to manufacture on the premises situated at....., C/o‡..... the undermentioned drugs, being drugs other than those specified in Schedules C and C(1), to the Drugs Rules:—

Names of drugs (each substance to be separately specified).

2. The names, qualifications and experience of the expert staff actually connected with the manufacture and testing of the specified products in the manufacturing premises.

.....  
.....  
.....

3. I/We enclose

(a) A true copy of a letter from me/us to the manufacturing concern whose manufacturing capacity is intended to be utilised by me/us.

(b) A true copy of a letter from the manufacturing concern that they agree to lend the services of their expert staff equipment and premises for the manufacture of each item required by me/us and that they will analyse every batch of finished product and maintain the registers of raw materials, finished products and reports of analysis separately in this behalf.

(c) Specimens of labels, cartons of the products proposed to be manufactured.

4. A fee of rupees..... has been credited to Government under the head of account.....

Date.....

Signature.....

\* Enter here the name of the proprietor, partners of Managing Director as the case may be.

† Enter here the name of the applicant firm and the address of the principal place of business.

‡ Enter here the name and address of the manufacturing concern where the manufacture will be actually carried out and also the Licence number under which the latter operates.

(iii) after Form 25, the following Form shall be inserted, namely:—

**FORM 25-A**

(See rule 70-A)

*Loan licence to manufacture for sale drugs other than those specified in Schedules C and C(1)*

1. Number of licence and date of issue.....

2. .... of ..... is hereby granted a loan licence to manufacture the following drugs being drugs other than those specified in Schedules C and C(1) to the Drugs Rules, 1945, on the premises situated at ..... C/o ..... under the direction and supervision of the following expert staff:—

(a) Expert staff (Names).

(b) Names of drugs.

3. The licence authorizes the sale by way of wholesale dealing by the licensee and storage for sale by the licensee of the drugs manufactured under the licence subject to the conditions applicable to licences for sale.

4. The licence shall be in force for a period of two years from the date of issue.

5. The licence is subject to the conditions stated below and to such other conditions as may be specified in the Rules for the time being in force under the Drugs Act, 1940.

Date.....

Signature.....

Designation.....

1. This licence and any certificate of renewal in force shall be kept on the approved premises and shall be produced on the request of an Inspector appointed under the Drugs Act, 1940.

2. Any change in the expert staff named in the licence shall be forthwith reported to the Licensing Authority.

3. If the licensee wants to undertake during the currency of the licence to manufacture for sale additional drugs he should apply to the Licensing Authority for the necessary endorsement to the licence as provided in rule 69-A. This licence will be deemed to extend to the drugs so endorsed.

(iv) after Form 26, the following Form shall be inserted, namely:—

**FORM 26-A**

(See rules 73-A & 83-A)

*Certificate of renewal of loan licence to manufacture for sale drugs*

1. Certified that loan licence No..... granted on the..... to..... for the manufacture of \*drugs other than drugs in Schedules C and C(1) to the Drugs Rules, 1945/the undermentioned drugs\*, being drugs specified in Schedules C and C(1) to the Drugs Rules, 1945 at the premises situated at..... C/o..... has been renewed for a period of two years from the.....

\* Name of drugs (each substance to be separately specified).

2. Names of the approved expert staff.

Date.....

Signature.....

Designation.....

(v) after Form 27, the following Form shall be inserted, namely:—

FORM 27-A

(See rule 75-A)

*Application for grant or renewal of a loan licence to manufacture for sale drugs specified in Schedules C and C(1)*

1. I/We\*.....of hereby apply for the grant/renewal of loan licence to manufacture on the premises situated at.....C/o.....the undermentioned drugs, being drugs specified in Schedules C and C(1) to the Drugs Rules:—

Names of drugs (each substance to be separately specified).

2. The names, qualifications and experience of the expert staff actually connected with the manufacture and testing of the specified products in the manufacturing premises:—

(a) Names of expert staff responsible for manufacture.....

(b) Name(s) of the expert staff responsible for testing.....

3. I/We enclose

(a) A true copy of a letter from me/us to the manufacturing concern whose manufacturing capacity is intended to be utilised by me/us.

(b) A true copy of a letter from the manufacturing concern that they agree to lend the services of their expert staff, equipment and premises for the manufacture of each item required by me/us and that they will analyse every batch of finished products and maintain the registers of raw materials, finished products and reports of analysis separately on this behalf.

(c) Specimens of labels, cartons of the products proposed to be manufactured.

4. A fee of rupee.....has been credited to Government under the head of account.....

Date.....

Signature.....

Designation.....

\* Enter here the name of the proprietor, partners or Managing Director (as the case may be).

† Enter here the name of the applicant firm and the address of the principal place of business.

‡ Enter here the name and address of the manufacturing concern where the manufacture will be actually carried out and also the licence number under which the latter operates.

(vi) after Form 28, the following Form shall be inserted, namely:—

FORM 28-A

(See rule 76-A)

*Loan licence to manufacture for sale drugs specified in Schedules C and C(1)*

1. Number of licence and date of issue.....

2. ....of.....is hereby granted a loan licence to manufacture on the premises situated at.....C/o.....the following drugs, being drugs specified in Schedules C and C(1) to the Drugs Rules, 1945:—

Names of Drugs.....

3. Names of approved expert staff.

4. The licence authorizes the sale by way of wholesale dealing by the licensee and storage for sale by the licensee of the drugs manufactured under the licence subject to the conditions applicable to licence for sale.

5. The licence is subject to the conditions stated below and to such other conditions as may be specified in the Rules for the time being in force under the Drugs Act, 1940.

Date of issue.....

Signature.....

Designation.....

#### Conditions

1. This licence and any certificate of renewal in force shall be kept on the approved premises and shall be produced at the request of an Inspector appointed under the Drugs Act, 1940.

2. If the licensee wishes to undertake during the currency of the licence to manufacture of any drug specified in Schedules C and/or C(1) not included above, he should apply to the Licensing Authority for the necessary endorsement as provided in rule 75-A. This licence will be deemed to extend to the items so endorsed.

3. Any change in the expert staff shall be forthwith reported to the Licensing Authority.

(32) After Schedule L, the following schedules shall be added, namely:—

#### SCHEDULE M

(See rules 71 and 76)

(1) *Requirements of Factory premises*.—(A) *Location and surrounding*.—The factory, should not be situated adjacent to an open sewage drain, public lavatory or any factory which produces a disagreeable odour or large quantities of soot or smoke. The factory should as far as possible, be located in a sanitary place remote from filthy surroundings.

(B) *Buildings*.—The buildings used for the factory shall be constructed so as to permit of hygienic production. They shall conform to the conditions laid down in the Factories Act, 1948 (63 of 1948). The part of the building used for manufacture shall not be used as a sleeping place and no sleeping place adjoining to it shall communicate therewith except through the open air or through an intervening open space.

(C) *Water Supply*.—The water used in manufacture shall be pure and drinkable quality, free from pathogenic micro-organisms.

(D) *Disposal of waste*.—Waste and other residues from the laboratory which might be prejudicial to the workers or to public health shall be disposed of in such a way what they are rendered harmless.

(E) *Health, Clothing and Sanitary requirements of the Staff*.—All workers should be free from contagious or obnoxious disease. Their clothing shall consist of a white or coloured uniform suitable to the nature of work and the climate, and shall be clean. Adequate facilities for personal cleanliness, such as clean towels and soap and handscrubbing brushes shall be provided for each sex.

(F) *Medical Services*.—The manufacturer shall provide:

- (1) adequate facilities for First Aid;
- (2) medical inspection of workers at the time of employment and periodical checking up thereafter at least once in a year;
- (3) facilities for inoculation and vaccination against the enteric group of diseases;
- (4) adequate precautions for safe-guarding the health of the workers; including measures to avoid industrial accidents or diseases.

(2) *Requirements of Plant and Equipment*.—(A) The following equipment is recommended for the manufacture of ointments:—

#### *Emusions/Lotions and Suspensions*:

1. Mixing tanks.
2. Kettle, steam, gas or electrically heated.
3. A suitable power driven mixer.
4. Storage tanks or pots.

5. A colloid mill or a triple roller mill or an ointment mill.
6. Liquid filling equipment.
7. Jar or tube filling equipment.

An area of 300 square feet is recommended to allow for the basic installations.

(B) The following equipment is recommended for manufacture of Syrups, Elixirs and Solutions:—

1. Mixing and storage tanks.
2. Portable mixer.
3. Filter press or metafilter or 'Sparklet' filter or other suitable filtering equipment.
4. Vacuum or gravity filler.
5. Deioniser or Water still.
6. Bottle cleaning and drying equipments.

An area of 300 square feet is recommended for the basic installations.

(C) *The equipment for the manufacture of Pills and compressed Tablets including hypodermic Tablets.*—For efficient operation, the tablet production department should be devised into three distinct and separate sections:—

- (a) Granulating Section.
- (b) Tabletting Section.
- (c) Coating Section.

The following equipment is recommended in each of the three sections:—

(a) *Granulating Section:*

- (1) Disintegrator.
- (2) Powder Mixer.
- (3) Mass Mixer.
- (4) Granulator.
- (5) Ovens, thermostatically controlled.

(b) *Tabletting Section:*

- (1) Tablet machine, single punch or rotary.
- (2) Pill machine.
- (3) Punch and dies storage cabinet.
- (4) Tablet counter.

It is desirable that each tablet machine is connected to an exhaust system or isolated into cubicles to prevent general dustiness and contamination.

(c) *Coating Section:*

- (1) Jacketed kettle, steam, gas or electrically heated, for preparing solution.
- (2) Coating pan.
- (3) Polishing pan.
- (4) Heater and exhaust system.

The coating section should be made dust-free and suitable exhaust provided to remove excess powder and the fumes resulting from solvencnt evaporation. An area of 300 square feet for each of the above three sections is recommended for basic installation.

For the manufacture of hypodermic tablets, a separate room should be provided with glazed walls; and the granulation, tabletting and even packing should be done in this room and should not be mixed with the general tabletting section.

(D) *Equipment for the manufacture of parenteral preparations.*—The whole process of the manufacture of parenteral preparations may be divided into the following separate operations:—

- (a) *Preparation of the containers.*—This includes, cutting, washing and drying or sterilisation of ampoules or vials prior to filling.

- (b) *Preparation of solutions.*—This includes preparation and filtration of solutions.
- (c) *Filling and sealing.*—This includes, filling and sealing of ampoules or filling and capping of vials.
- (d) *Sterilisation.*
- (e) *Testing.*

The following basic hygienic requirements of this Section should be attained:—

- (1) Strict sanitation throughout the entire plant in order to prevent contamination and to lock out pyrogens including wearing of masks and overalls wherever necessary.
- (2) The preparation room where the solutions are prepared should be tiled and kept immaculate. This room should be air-conditioned if the solutions are filtered in it.
- (3) The filling and sealing rooms should likewise be air-conditioned under positive pressure with air locks provided to prevent the entry of air from outside. The walls and floors should be tiled so as to permit their being sprayed with an antiseptic solution for cleaning. The benches should preferably have stainless steel tops.
- (4) In the room provided for aseptic filling and sealing a sufficient number of sterilising lamps should be mounted over the benches and in the air lock leading to the room to prevent contamination.
- (5) A separate room should be provided for sterilisation, testing (for leaks and floating particles) and drying.
- (6) A cool dry area should be set aside for the storage for the finished product.

The following equipment is recommended:—

*Manufacturing Area:*

1. Storage equipment for ampoules and vials.
2. Ampoule washing and drying equipment.
3. Dustproof storage cabinets.
4. Water still.
5. Mixing and preparation tanks or other glass containers.
6. Filtering equipment such as filter press or sintered glass funnel.
7. Autoclave.

*Filling and sealing room:*

8. Benches for filling and sealing.
9. Filling and sealing unit.

*Aseptic Filling and sealing room:*

10. Bacteria-proof filters such as seltz filter, filter candles or sintered glass filters.
11. Filling and sealing unit.

*General Room:*

12. Inspection table.
13. Leak testing equipment.
14. Storage equipment including refrigerators if necessary.

An area of 600 square feet partitioned into suitable size cubicles, is recommended to allow for the basic installation.

**Note.**—The above requirements are subject to modifications at the discretion of the licensing authority if he is of the opinion that having regard to the nature of preparations, manufactured (or repacked) by the licensee, it is necessary to relax or alter them in the circumstances of a particular case.

## SCHEDULE N

[See Rule 64(1)]

*List of minimum equipment for the efficient running of a Pharmacy***I. Entrance.**—The front of a pharmacy shall bear an inscription "Pharmacy".**II. Premises.**—The premises of a pharmacy shall be separated from rooms for private use. The premises shall be well-built, dry, well-lit and ventilated and, of sufficient dimensions to allow the goods in stock, especially medicaments and poisons to be kept in a clearly visible and appropriate manner. The area of the Section to be used as dispensing department shall not be less than 64 sq. ft. for one pharmacist working therein with additional 20 sq. ft. for each additional pharmacist. The height of the premises shall be at least 8 ft.

The floor of the Pharmacy shall be smooth and washable. The walls shall be plastered or tiled or oil painted so as to maintain smooth, durable and washable surface devoid of holes, cracks and crevices.

A pharmacy shall be provided with ample supply of good quality water.

The dispensing department shall be separated by a barrier to prevent the admission of the public.

**III. Furniture and apparatus.**—The furniture and apparatus of a pharmacy shall be adapted to the uses for which they are intended and correspond to the size and requirements of the establishment.

Drugs, Chemicals, and Medicaments shall be kept in a room appropriate to their properties and in such special containers as will prevent any deterioration of the contents or of the contents of containers kept near them. Drawers, glasses and other containers used for keeping medicaments shall be of suitable size and capable of being closed tightly to prevent the entry of dust.

Every container shall bear a label of appropriate size, easily readable, with names of medicaments as given in the pharmacopoeias.

A pharmacy shall be provided with a dispensing bench, the top of which shall be covered with washable and impervious material like stainless steel, laminated or plastics, etc.

A pharmacy shall be provided with a cupboard with lock and key for the storage of poisons and shall be clearly marked with the word "POISON" in red letters on a white background.

Containers of all concentrated solutions shall bear special label or marked with the words "To be diluted".

A pharmacy shall be provided with the following minimum apparatus and books necessary for making of official preparations and prescriptions:—

**Apparatus:**

Balance, dispensing, sensitivity 39 mg.

Balance, counter, capacity 3 KGm. sensitivity 1 Gm.

Beakers, lipped, assorted sizes.

Bottles with droppers, amber or other colour assorted sizes.

Bottles, prescription, graduated, assorted sizes.

Bottles, prescription, ungraduated assorted sizes.

Corks, assorted sizes and tapers.

Cork extractor.

Evaporating dishes, porcelain.

Filter paper.

Flasks, Erlemeyer.

Funnel glass 3.

\*Funnels, straining.

Gauze cloth.

\*Infusion pot,

Litmus paper, blue and red.

Measure glasses, 2 drachm, 1 oz., 2 oz., 4 oz., 16 oz.  
 Measure glasses cylindrical, assorted sizes No. 3.  
 Mortars and pestles, glass, assorted sizes No. 2.  
 Mortars and pestles, wedgwood, assorted sizes No. 2.  
 Ointment pots with bakelite or suitable durable caps, assorted sizes.  
 Ointment slab, porcelain.  
 @\*Pill finisher, boxwood.  
 @\*Pill machine.  
 Pill boxes, assorted sizes.  
 Pipettes, graduated, 2 ml. No. 1.  
 \*Powder folder.  
 Rack, test-tube.  
 Ring, stand (retort) iron, complete with rings.  
 Rubber stamps and pad.  
 \*Rubber stoppers, assorted sizes.  
 Scissors.  
 Shops Rounds.  
 Spatulas, rubber or vulcanite, No. 2.  
 Spatulas, stainless steel, No. 2.  
 Spirit lamp.  
 Stirring rods, glass assorted lengths and diameters.  
 @\*Suppository mould.  
 Test tubes.  
 Thermometer, 0 to 200°C or 0 to 350°F.  
 Tripod stand.  
 Watch glasses No. 3.  
 Water-bath.  
 Weights, avoirdupois 1/2 oz. to lbs.  
 Weights, Metric 1 mg. to 100 gm.  
 Weights, apothecaries 1/2 gr. to 2 drachms.  
 Wire Gauze, Asbestos.

*Books:*

The Indian Pharmacopoeia (Current edition).  
 \*The British Pharmacopoeia (Current edition) and Addenda.  
 The British Pharmaceutical Codex (Current edition and Addenda).  
 \*The Extra Pharmacopoeia (Martindale), Vols. I and II.  
 The Dangerous Drugs Act, 1930 for those possessing Licences under the  
     Dangerous Drugs Act.  
 The Drugs Act, 1940.  
 The Drugs Rules, 1945.  
 The Pharmacy Act, 1948.  
 \*Other Acts and Rules affecting the business of a Pharmacist.  
 \*The Art of compounding—Blackiston & Co., New York.

**IV. General provisions.**—A pharmacy shall be conducted under the continuous personal supervision of Registered Pharmacist whose name shall be displayed conspicuously in the premises.

The pharmacist in charge shall always put on clean white overalls.

The premises and fittings of the pharmacy shall be properly kept and everything must be in good order and clean.

All records and registers shall be maintained in accordance with the laws in force.

Any container taken from the poison cupboard shall be replaced therein immediately after use and the cupboard locked. The keys of the poison cupboard shall be kept in the personal custody of a responsible person.

Medicaments when supplied shall have labels conforming to the provisions of the laws in force.

**NOTE.—I.** The maintenance of equipment and books marked \* is recommended.

**II.** The above requirements are subject to modifications at the discretion of the licensing authority, if he is of the opinion that having regard to the nature of drugs dispensed compounded or prepared by the licensee, it is necessary to relax the above requirements or to impose additional requirements in the circumstances of a particular case. The decision of the licensing authority in that regard shall be final.

@Only to be provided if pills or suppositories are dispensed.

[No. F.1-16/57-D.]

D. J. BALARAJ, Dy. Secy.

*New Delhi-2, the 22nd June, 1957*

**S.R.O. 2137:**—In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the President hereby makes the following further amendments in the College of Nursing (Central Services, Class I and Class II) Recruitment Rules, 1955, published with the notification of the Government of India in the Ministry of Health No. F. 3-21/51-MI(MII), dated the 3rd February, 1956, namely:—

1. For notes (1) and (2) below Rule 8(b) of the said Rules the following Note shall be substituted, Note (3) being renumbered as Note (2):—

“Note:—1. The maximum age limit for appointment is relaxable in the case of specified categories of persons e.g., Scheduled Castes, Scheduled Tribes, Displaced Persons, etc., in accordance with the orders issued by the Government of India from time to time.”

2. For rule 14 of the said rules, the following shall be substituted, namely:—

“14. Recruitment by promotion to Class II (Category I of Schedule II to Appendix I) shall be made selection on the basis of merit from among the officers in the Central Service, Class III (Gazetted) included in Schedule III to Appendix I, on the recommendations of a duly constituted Departmental Promotion Committee. In cases where a member of the Commission is included in the Departmental Promotion Committee, he shall act as Chairman. The officer or officers selected will be appointed by Government or by an officer under rule 15 below.”

3. Appendix III to the said Rules shall be omitted.

[No. F.3-21/51-MI(MII).]

KRISHNA BIHARI, Under Secy.,

### MINISTRY OF STEEL MINES AND FUEL

*New Delhi, the 26th June 1957*

**S.R.O. 2138.—ESS.COMM/IRON AND STEEL-15(1).**—The following Notification issued by the Iron and Steel Controller is published for general information:—

#### “NOTIFICATION

In exercise of the powers conferred by sub-clause I of Clause 15 of the Iron and Steel (Control) Order, 1956 and with the approval of the Central Government, the Iron and Steel Controller hereby notifies in amendment to his previous Notification No. AP/31/GN/I-P/56, dated the 10th October, 1956, published in Part II—Section 3 of the Gazette of India, dated the 20th October, 1956 that the maximum base selling price of sleeper bars has been increased to Rs. 495 per

ton for all Rail head stations in India with effect from 29th June, 1957. Notwithstanding the rate at which an order has been booked or materials paid for, the revised selling prices shall apply to all despatches effected on or after the above date.

A. S. BAM,  
Iron and Steel Controller."

[No. SC(A)-2(173)/56.]

**(Department of Iron and Steel)**

New Delhi, the 24th June, 1957

**S.R.O. 2139.—ESS.COMM/IRON AND STEEL-2(c)/AM(1).**—In exercise of the powers conferred by sub-clause (c) of clause 2 of the Iron and Steel (Control) Order, 1956, the Central Government hereby directs that the following amendment shall be made to the notification of the Government of India in the Ministry of Steel, Mines and Fuel, No. S.R.O. 2041/ESS.COMM/IRON AND STEEL-2(c), dated the 11th June, 1957, namely:—

In the schedule annexed to the said notification, in column 2 thereof, against 'BIHAR', for the entry—

"6. Additional District Magistrate of Dhanbad and the District Magistrates of all other Districts of Bihar",

the following entry shall be substituted, namely:—

"6. All District Magistrates in Bihar."

[No. SC(A)-4(328).]

G. V. RAMAKRISHNA, Under Secy.

**MINISTRY OF WORKS, HOUSING AND SUPPLY**

New Delhi, the 20th June 1957

**S.R.O. 2140.**—The following draft of a further amendment in the Petroleum Rules, 1937, which the Central Government proposes to make in exercise of the powers conferred by section 4 and sub-section (1) of section 29 of the Petroleum Act, 1934 (30 of 1934), is published as required by sub-section (2) of section 29, for the information of all persons likely to be affected thereby, and notice is hereby given that the said draft will be taken into consideration on or after the 31st July 1957.

Any objection or suggestion which may be received from any person with respect to the said draft before the date so specified will be considered by the Central Government.

*Draft Amendment*

In the said rules,—

In Clause (i) of rule 70 for the words "sixteen volts" the words "twenty-four volts" shall be substituted.

[No. S&PII-Pet. 1(1)/57.]

M. N. KALE, Under Secy.

**MINISTRY OF LABOUR & EMPLOYMENT**

New Delhi, the 20th June, 1957

**S.R.O. 2141.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the establishment of Messrs. Ad. Sri Cauvery Bus Service Ltd., Mercara, Coorg, Mysore, have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952) should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of Section 1 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

[No. P.F.II 57(26) 57.]

**S.R.O. 2142.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the Head office establishment of M/s. Raka Corporation Private Ltd. 138, Moor Street, Madras, have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952), should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of Section 1 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

[No. P.F.II 57(26) 57.]

**S.R.O. 2143.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the establishment being a factory of Messrs. Delta Engineering and Foundry Works, Mahash Mukerjee Feeder Road, Ariadah, 24-Parganas, West Bengal have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952), should be made applicable to the aid establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 1 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

2. This notification shall be deemed to have come into force on the 1st day of January 1957.

[No. P.F.II 57(26) 57.]

**S.R.O. 2144.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the establishment being a factory of Messrs. Shah Industries, No. 33-39 Mahalaxmi over Bridge, Hains Road, opposite Race Course, Bombay—11, have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952), should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 1 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

2. This notification shall be deemed to have come into force on the 1st day of April 1957.

[No. P.F.II 57(26) 57.]

**S.R.O. 2145.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the office establishment of Messrs. Bombay Chemicals Private Ltd., 129, Mahatma Gandhi Road, Bombay—1, have agreed that the provisions of the Employees' Provident Funds Act, 1952 (19 of 1952), should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section 1 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

2. This notification shall be deemed to have come into force on the 1st day of June 1957.

[No. P.F.II 57(26)/57.]

New Delhi, the 21st June 1957

**S.R.O. 2146.**—In exercise of the powers conferred by sub-section (1) of section 7 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby makes the following further amendment in the Employees' Provident Funds Scheme, 1952, namely:—

In the said Scheme—

In clause (b) of sub-paragraph (3) of paragraph 1, sub-clause (v) shall be renumbered as sub-clause (vi) thereof and the following sub-clause shall be inserted as sub-clause (v), namely:

"(v) as respects factories relating to the oxygen, acetylene and carbon dioxide gases industry added to Schedule I of the Act as item (x) under the head 'Heavy and Fine Chemicals' by the notification of the Government of India in the Ministry of Labour and Employment, No. S.R.O. 1976, dated the 15th June, 1957, come into force on the 31st day of July, 1957".

[No. PF. II/61(18)/56.]

**S.R.O. 2147.**—Whereas it appears to the Central Government that the employer and the majority of the employees in relation to the establishment of Silosite Delivery Depot, Ishwarnagar, Mathura Road, Okhla (Delhi State), have agreed that the provisions of the Employees' Provident Funds Act 1952 (19 of 1952), should be made applicable to the said establishment;

Now, therefore, in exercise of the powers conferred by sub-section (4) of section I of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby applies the provisions of the said Act to the said establishment.

[No. P. F. II/57(26)/57.]

**S.R.O. 2148.**—In exercise of the powers conferred by sub-section (1) of section 3 of the Employees' Provident Funds Act, 1952 (19 of 1952), the Central Government hereby appoints Shri Sasanka Sekhar Chatterjee, Provident Fund Inspector to be Inspector for the whole of the State of West Bengal for the purposes of the said Act, and of any Scheme framed thereunder in relation to factories engaged in a controlled industry or in an industry connected with a mine or an oilfield.

[No. PF-I/31(303)/57.]

**S.R.O. 2149./BDWS/Am(2).**—In exercise of the powers conferred by sub-section (1) of section 4 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), the Central Government hereby makes the following further amendment in the Bombay Dock Workers (Regulation of Employment) Scheme, 1956, the same having been previously published as required by the said sub-section namely:—

#### Amendment

In clause 35 of the said Scheme, the words and figure "including all such days, which shall not exceed 6 in a year, as are declared by the Board as closed holidays" shall be omitted.

[No. Fac. 171(2)/57.]

**S.R.O. 2150./BDWS/Am(3).**—In exercise of the powers conferred by sub-section (1) of section 4 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), the Central Government hereby makes the following amendment in the Bombay Dock Workers (Regulation of Employment) Scheme, 1956, the same having been previously published as required by the said sub-section, namely:—

#### Amendment

In item (1) of Schedule I to the said Scheme, the word 'salt' and the comma thereafter shall be omitted.

[No. Fac. 171(4)/57.]

R. C. SAKSENA, Under Secy.

New Delhi, the 21st June 1957

**S.R.O. 2151.**—In exercise of the powers conferred by section 4 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby appoints, for a period of one year, the officers mentioned in column 2 of the table annexed hereto as conciliation officers for the quarrying industry in the area specified in the corresponding entry in column 3 of the said table

TABLE

Sl. No. 1	Designation of Officer 2	Jurisdiction 3
1	Assistant Commissioner of Labour, Bangalore Division, Bangalore.	Bangalore and Tumkur Districts in the State of Mysore.
2	Assistant Commissioner of Labour, Mysore Division, Mysore.	Mysore and Mandya districts in the State of Mysore.
3	Assistant Commissioner of Labour, Kolar Gold Field.	Kolar district in the State of Mysore.
4	Assistant Commissioner of Labour, Plantation Division, Chickmagalur.	Chickmagalur and Hassan districts in the State of Mysore.
5	Assistant Commissioner of Labour, Shimoga Division, Bhadravathi.	Shimoga, Chitaldurg and Bellary districts in the State of Mysore.
6	Assistant Commissioner of Labour, Coorg, Mercara.	Coorg district in the State of Mysore
7	Labour Officer, Mangalore, South Kanara district.	South Kanara district in the State of Mysore.
8	Senior Labour Officer, Gulbarga	Bidar, Raichur and Gulbarga districts in the State of Mysore.
9	Regional Assistant Commissioner of Labour Hubli.	Belgaum, Bijapur, Dharwar and North Kanara districts in the State of Mysore
10	Deputy Commissioner of Labour (Admn.), Bombay.	State of Bombay.
11	Assistant Commissioner of Labour (Admn.), Ahmedabad.	Kaira district in the State of Bombay.
12	Assistant Commissioner of Labour Aurangabad.	Aurangabad, Parbhani, Bhir, Nanded and Osmanabad districts in the State of Bombay.

[No. LRII-57/6/5/56.]

New Delhi, the 22nd June, 1957

**S.R.O. 2152.**—In exercise of the powers conferred by sub-section (3) of section 22 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby specifies, for a period of six months, the Labour Inspector (Central), Jabalpur, as the authority to whom the employer shall send intimation of any lookout or strike referred to in the said sub-section, in respect of the districts of Nemad, Hoshangabad, Betul, Chhindwara, Seoni, Sagar, Damoh, Jabalpur, Mandla, Dung, Raipur, Bilaspur, Bashir, Raigarh, Surguja, Balaghat and Shahdol in the State of Madhya Pradesh.

[No. LR-1(41)/57].

**S.R.O. 2153.**—In exercise of the powers conferred by section 4 of the Industrial Disputes Act, 1947 (14 of 1947), the Central Government hereby appoints the Labour Inspector (Central), Jabalpur, for a period of six months, as Conciliation Officer for—

- (i) all industries carried on by or under the authority of the Central Government other than Railways;
- (ii) all controlled industries specified by the Central Government under clause (a) of Section 2 of the Industrial Disputes Act, 1947;

- (iii) all mines; and
- (iv) all banking and insurance companies having branches or other establishments in more than one State

in the districts of Nemad, Hoshangabad, Betul, Chhindwara, Seoni, Sagar, Damoh, Jabalpur, Mandla, Dung, Raipur, Bilaspur, Bashir, Raigarh, Surguja, Balaghat and Shahdol in the State of Madhya Pradesh.

[No. LR-1(41)/57]

A. L. HANNA, Under Secy.

New Delhi, the 25th June 1957

**S.R.O. 2154.**—In pursuance of sub-rule (4) of rule 21 of the Minimum Wages (Central) Rules, 1950, and in supersession of the notification of the Government of India, Ministry of Labour, No. S.R.O. 1332 dated the 26th June 1953, the Central Government hereby specifies that with effect from the date of this notification the amount of fines and deductions mentioned in sub-rule (3) of the said Rule shall be as follows:—

- (1) The total amount of fine which may be imposed in any one wage period on an employed person shall not exceed an amount equal to 3% of the wages payable to him in respect of that wage period; and
- (2) The amount of deduction for damage or loss caused by an employed person shall not exceed the amount of the damage or loss caused to the employer by the neglect of the employed person.

[No. LWI-1-3(25)/57.]

P. N. SHARMA, Under Secy.

New Delhi, the 20th June 1957

**S.R.O. 2155.**—The following draft of certain amendments to regulation 48 of the Indian Coal Mines Regulations, 1926 (corresponding to draft regulation 25 of the draft Indian Coal Mines Regulations, 195—, published with S.R.O. 2877 dated the 19th November 1956, in the Gazette of India, Extraordinary Part II—Section 3 dated the 29th November, 1956), which the Central Government proposes to make in exercise of the powers conferred by clause (h) of section 57 of the Mines Act, 1952 (35 of 1952), is published as required by sub-section (1) of section 59 of the said Act for the information of all persons likely to be affected thereby; and notice is hereby given that the said draft amendments will be taken into consideration on or after the 30th September, 1957.

Any objections or suggestions which may be received from any person with respect to the said draft amendments before the date so specified will be considered by the Central Government.

#### Draft Amendments

In the said regulation 48—

- (i) in the opening paragraph, after the words "may cause an inquiry into the conduct of such person to be made", the following words shall be inserted, namely:—  
"and before the commencement of such inquiry, may, after giving an opportunity to such person to show cause to the contrary, also require him to deliver up his certificate and such person shall be bound to comply with such requisition";
- (ii) in clause (e), for the words "before or during the inquiry", the words "after the commencement of the inquiry" shall be substituted.

[M1-41(15) 57.]

New Delhi, the 21st June 1957

**S.R.O. 2156.**—In exercise of the powers conferred by clause (e) of section 58 of the Mines Act, 1952 (35 of 1952), the Central Government hereby makes the following further amendment in the Coal Mines Pithead Bath Rules, 1946, the

same having been previously published as required by sub-section (1) of section 59 of the said Act, namely:—

In the said Rules, in sub-rule (1) of rule 3, for the word "thereat", the following words shall be substituted, namely:—

"on a suitable site selected by him with the previous approval of the competent authority".

[No. CMPB/Am.(2) M. 41(38)/55.]

**S.R.O. 2157.**—In exercise of the powers conferred by section 6 of the Mica Mines Labour Welfare Fund Act, 1946 (22 of 1946), the Central Government hereby makes the following further amendments in the Mica Mines Labour Welfare Rules, 1948, namely:—

In the said Rules.

- (1) for the word 'Andhra' wherever it occurs, the words 'Andhra Pradesh' shall be substituted;
- (2) the words 'Council or' occurring in sub clause (iii) of clause (a) of sub rule (2) of rule 3 shall be omitted.

[No. M-III 31(3)/57.]

S. RANGASWAMI, Under Secy.

New Delhi, the 19th June 1957

**S.R.O. 2158.**—In pursuance of section 4 of the Employees' State Insurance Act, 1948 (34 of 1948), the Central Government hereby makes the following further amendments in the notification of the Government of India in the Ministry of Labour No. S.R.O. 2155, dated the 16th November, 1953, constituting the Employees' State Insurance Corporation, namely:—

In the said notification, under the heading "Members",—

(1) under the sub-heading "[Nominated by the State Governments under clause (d) of section 4]"—

(i) for item (11), the following item shall be substituted, namely:—

"(11) Shri W. V. Oak, I.A.S., Labour Commissioner, Madhya Pradesh, Indore.";

(ii) the following items shall be omitted, namely:—

"(18) Shri S. V. Chavan, I.A.S., Joint Secretary to the Government of Hyderabad, Labour Department, Hyderabad."

"(20) Shri S. S. Joshi, Commissioner of Labour, Madhya Bharat, Indore."

"(23) Sardar Paramjit Singh, Labour Commissioner, Patiala and East Punjab States Union, Patiala."

"(24) Shri D. K. Badheka, Commissioner of Labour, Government of Saurashtra, Rajkot.;"

(iii) items (19), (21) and (22) shall be renumbered as items (18), (19) and (20), respectively;

(2) items (25) to (39) shall be renumbered as items (21) to (35);

(3) under the sub-heading "[Elected by Parliament under clause (i) of section 4]", for item (35), as renumbered, the following item shall be substituted, namely—

"(35) Shri Ghanshyam Lal Chhotalal."

[No. F.HI-1(107)/56.]

New Delhi, the 24th June, 1957

**S.R.O. 2159.**—Whereas the Central Government is satisfied that the employees in the Repairs and Maintenance Workshop belonging to the Overseas Communications Service, Central Telegraph Office, Bombay, under the Government of India in the Ministry of Transport and Communications are in receipt of benefits substantially similar or superior to the benefits provided under the Employees' State Insurance Act, 1948 (34 of 1948);

Now, therefore, in exercise of the powers conferred by section 90 of the said Act, the Central Government hereby exempts the said workshop from all the provisions of the said Act for a further period of one year with effect from the 23rd June, 1957 in continuation of this Ministry's Notification No. S.R.O. 1394 dated the 9th June, 1956.

[No. HI.6(204)/57.]

New Delhi, the 29th June 1957

**S.R.O. 2160.**—In exercise of the powers conferred by sub-section (1) of section 4 of the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948), the Central Government hereby makes the following Scheme for the Port of Calcutta, the same having been previously published as required by the said sub-section, namely—

### THE CALCUTTA UNREGISTERED DOCK WORKERS (REGULATION OF EMPLOYMENT) SCHEME, 1957.

**1. Short title, application and commencement.**—(1) This Scheme may be called the Calcutta Unregistered Dock Workers (Regulation of Employment) Scheme, 1957.

(2) It applies to the dock workers of the classes specified in the Schedule and to the employers of such dock workers in the Port of Calcutta but does not apply to workers—

- (a) engaged in any class or description of work carried out by the Commissioners for the Port of Calcutta;
- (b) engaged in any class or description of work carried out at the wharves or by ship's crew (excluding harbour crew); or
- (c) being monthly employees of listed employers.

(3) It shall come into force at once.

**2. Object.**—The object of the Scheme is to regulate the employment of dock workers to whom this Scheme applies.

**3. Definitions.**—In this Scheme, unless there is anything repugnant in the subject or context—

- (a) "Act" means the Dock Workers (Regulation of Employment) Act, 1948 (9 of 1948);
- (b) "Board" means the Calcutta Dock Labour Board constituted under clause 4 of the Calcutta Dock Workers (Regulation of Employment) Scheme, 1956;
- (c) "Chairman", "Deputy Chairman" and the "Personnel Officer" mean the Officers appointed as such under the Calcutta Dock Workers (Regulation of Employment) Scheme, 1956;
- (d) "Committee" means a committee appointed under clause 7.
- (e) "daily worker" means a dock worker who is not a monthly worker;
- (f) "dock work" means work ordinarily performed by dock workers of the classes to which this Scheme applies;
- (g) "dock employer" means the person and/or firm by whom a dock worker to whom this Scheme applies is employed or is to be employed;
- (h) "listed employer" means a dock employer listed by the Board under clause 8 and includes for the purpose of clause 11 an authorised agent of such employer;
- (i) "listed worker" means a dock worker listed under clause 9;
- (j) "monthly worker" means a dock worker, who is employed by a listed employer on monthly basis under a contract which requires for its termination at least one month's notice on either side; and
- (k) "vessel" means an ocean going vessel or ship whose gross registered tonnage is not less than 350 tons.

**4. Functions of the Board.**—The Board may with a view to regulating the employment of dock workers to whom this Scheme applies take such measures as it may consider desirable including measures for—

- (a) appointing, abolishing or reconstituting committees under clause 7;

- (b) keeping and maintaining a list of dock employers, entering or re-entering therein the name of any dock employer and where circumstances so require, removing from the list, the name of any dock employer, either at his own request or in accordance with the provisions of this Scheme;
- (c) keeping and maintaining from time to time a list of dock workers and removing from the list the name of a dock worker either at his own request or in accordance with the provisions of this Scheme;
- (d) issuing photo-identity cards for listed dock workers;
- (e) recovering from listed employers, such administrative charges as it may determine;
- (f) making recommendations to the Central Government about such changes in this Scheme as the Board may consider desirable from time to time.

**5. Functions of the Chairman.**—(1) The Chairman shall have full administrative and executive powers to deal with all matters relating to the day-to-day administration of this Scheme and in particular—

- (a) to ensure, with the assistance, wherever necessary, of such Committee or Committees as may be appointed under clause 7, that the decisions of the Board in regard to the entry of names in, or the removal of names from, the list of dock employers or the list of dock workers are carried out expeditiously;
- (b) to supervise and control the working of the Personnel and other officers as prescribed in this Scheme;
- (c) to take disciplinary action against listed employers as prescribed in this Scheme;
- (d) to discharge all other duties and responsibilities specifically vested in the Chairman under this Scheme.

(2) The Chairman may delegate in writing—

- (a) to the Deputy Chairman, any of his functions under sub-clause (1), and
- (b) to the Personnel Officer, any of his functions under sub-clauses (1) (a), (1) (c) and (1) (d).

**6. Functions of the Deputy Chairman and the Personnel Officer.**—Without prejudice to the powers and functions of the Board and the Chairman, the Deputy Chairman and the Personnel Officer shall carry out such functions as may be assigned to them by the Chairman and the Deputy Chairman respectively under clause 5 or as are provided under this Scheme.

**7. Committees.**—The Board may appoint one or more Committees composed of such representatives of dock employers and dock workers to whom this Scheme applies and such other person or persons as may be nominated by the Board to facilitate compliance with or implementation of the provisions of this Scheme and may entrust to such Committee or Committees such of its functions as it may deem fit. The Board may dissolve or reconstitute such Committee or Committees from time to time as it may deem fit.

**8. Listing of employers of dock workers.**—(1) The Board shall maintain a list of employers of dock workers to whom this Scheme applies.

(2) Every person, who is an employer of dock workers to whom this Scheme applies on the date of commencement of the Scheme, and who applies to the Board in this behalf on or before such date as may be fixed by the Board for this purpose, shall be entitled to be listed under this Scheme.

(3) The Board may, if it considers expedient and necessary to do so, list employers other than those covered by sub-clause (2).

(4) Each dock employer who has been listed shall pay to the Board a listing fee of Rs. 100/-.

(5) Where the Board refuses to list an employer, it shall communicate to the person concerned a copy of the order together with the reasons therefor.

**9. Listing of dock workers.**—(1) Any dock worker, who has been in the employment of an employer to whom this Scheme applies and has worked under him for such number of days or shifts during such period as may be prescribed by the Board, shall subject to the following conditions be eligible for being listed, namely—

(i) The number of workers of each class to be selected for listing shall not exceed the number which the Board may determine from time to time. Selection for listing shall be made, as far as possible, on the basis of seniority as determined by the length of service rendered by a worker or on such other basis as the Board may determine; provided that such worker shall be medically fit and shall not be more than 60 years of age.

(ii) Only Indian citizens shall be eligible for being listed:

Provided that dock workers who are not Indian citizens but are otherwise eligible may be listed provisionally in a separate list on such terms and conditions as the Board may, in consultation with the Central Government, prescribe from time to time.

(2) Workers shall be listed in accordance with the following procedure, namely—

(i) Each eligible dock worker shall apply to the Board through his employer on or before such date as may be fixed by the Board or any Committee appointed under clause 7 for the purpose. The application shall be submitted in duplicate in the form prescribed by the Board, and shall be accompanied by three copies of passport sized photograph of the worker concerned, the cost of which shall be borne by him.

(ii) A listed employer shall not refuse to forward the application of a worker who has been in his employment and has worked under him for such number of days or shifts during such period as may be specified by the Board under sub-clause (1):

Provided that if any question arises whether or not a worker has been in the employment of his employer and has worked under him for such number of days or shifts as may be prescribed by the Board, it shall be referred to such officer, authority or committee as the Board may specify and the decision of such officer, authority or committee, as the case may be, shall be final.

(iii) The period for which a worker of a class specified in the Schedule has served on work relatable to that class under a particular employer shall as far as possible be recorded on the basis of payments of wages made to the worker previously, either directly by the employer or through any of the employer's agents.

(iv) While forwarding an application of a dock worker the employer shall if he does not recommend the application state the reasons for which he does not recommend the application.

(v) Every worker shall pay to the Board a 'listing fee' of twenty-five rupees on his name being listed.

(vi) If the application is in order, the Board shall enter the name of the worker in the list of workers and retain one copy each of the application and the photograph for record and return the other copy of the application with a photograph affixed on it together with a photo-identity card to the listed employer through whom the application has been received. The employer shall hand over the photo-identity card to the worker concerned.

(3) Notwithstanding any other provision of this Scheme, where the Board is of opinion that a dock worker has secured his listing by furnishing false information in his application or by withholding any information required therein, or where it appears that a worker has been listed improperly or incorrectly, the Board in meeting may direct the removal of his name from the list:

Provided that before giving any such direction, the Board shall give him an opportunity of showing cause why the proposed direction should not be issued.

(4) A copy of every order refusing to list a worker shall be communicated to him.

**10. Medical Examination.**—If a listed employer deems it necessary, a worker shall undergo at the cost of the listed employer, a medical examination by

Medical Officer appointed by the Chairman. If the worker is found permanently unfit, his name shall be removed from the list.

**11. Obligations of listed employer.**—(1) Every listed employer shall be bound by the provisions of this Scheme.

(2) A listed employer shall maintain records in such form as may be prescribed by the Board, showing the names of dock workers employed by him daily, the payments made to them and such other particulars as the Board may specify.

(3) A listed employer shall prepare at the end of each month a statement showing the number of days for which each dock worker was employed by him and the payments made to each worker.

(4) A listed employer shall make direct payment of wages, allowances and the like to the dock workers employed by him.

(5) At the end of each month a listed employer shall make a summary of the monthly statements referred to in sub-clause (3) and submit it to the Board within a fort-night of the commencement of the next month. The listed employer shall also maintain such registers and records and submit such other returns and information as the Board may require. All registers, records and returns shall be made available for inspection by the officers of the Board whenever required.

(6) Every listed employer shall pay to the Board such administrative charges as may be fixed by the Board.

(7) A listed employer shall maintain a list of the workers sponsored by him and listed by the Board and a listed worker shall not be transferred from the list of one dock employer to that of another without prior sanction of the Deputy Chairman.

(8) A listed employer shall not engage a worker of the class mentioned in the Schedule who is not listed so long as a listed worker of the same class from his list or any other employer's list offers himself for employment.

(9) To the extent possible, a listed employer shall allot work by rotation to workers listed with him:

Provided that a monthly worker of a particular category attached to a listed employer shall be entitled to be employed by that employer in preference to a daily worker.

**12. Obligations of listed workers.**—(1) Each listed worker shall be deemed to have accepted the obligations of this Scheme.

(2) A listed worker shall not offer himself for employment with any other employer on any day on which he is offered employment by his employer.

(3) A listed worker who is available for work shall carry out the instructions of his employer and shall:—

(a) report at such call or control point and remain there for such period as may be specified by the employer; and

(b) accept any employment in connection with dock work whether in the category for which he is listed or any other category for which he is considered suitable by the employer.

(4) A listed worker when booked for work shall carry out the work entrusted to him as per the instructions of his employer or his authorised representative or supervisor.

**13. Restriction on employment.**—Subject to the provisions of clause 1, no person other than a listed employer shall employ any worker on dock work nor shall a listed employer engage for employment or employ a worker on dock work unless that worker is a listed worker.

**14. Disciplinary procedure.**—(1) The Personnel Officer on receipt of information, whether on complaint or otherwise, that a listed employer has failed to carry out the provisions of this Scheme may after investigating the matter—

(i) give him a warning in writing, or

(ii) if in his opinion, a higher penalty is merited, report the case to the Deputy Chairman.

(2) The Deputy Chairman shall then cause such further investigation to be made as he may deem fit and take any of the following steps as regards that employer, that is to say, he may—

(a) censure the employer and record the censure in his record sheet; or

(b) subject to the approval of the Board and after one month's notice in writing to the employer, direct that the name of the employer shall be removed from the list of employers for such period as may be determined by the Board or permanently if the Board so determines.

(3) Before any action is taken under this clause the person concerned shall be given an opportunity to show cause why the proposed action should not be taken against him. A copy of the final order shall also be communicated to the person concerned.

(4) All disciplinary powers in respect of a listed worker shall vest in the listed employer by whom that worker is employed. A copy of every order passed against a worker shall be communicated to him. The name of a listed worker who is discharged as the result of a disciplinary action shall be communicated to the Board by the listed employer concerned. On receipt of such information the Board shall remove the worker's name from the list unless the order of discharge is set aside on appeal preferred under clause 16.

15. **Appeals by employers.**—(1) A listed employer who is aggrieved by an order under clause 14 may appeal—

(a) to the Deputy Chairman, if the order was made by the Personnel Officer, or

(b) to the Chairman if the order was made by the Deputy Chairman.

(2) A dock employer who is refused listing under clause 8 may appeal to the Central Government.

(3) Every appeal referred to in sub-clauses (1) and (2) shall be in writing and preferred within 14 days of the date of receipt of the order appealed against, and the order passed on such appeal shall be final:

Provided that the appellate authority, for reasons to be recorded, admit an appeal preferred after the expiry of 14 days.

16. **Appeals by workers.**—(1) A listed worker who is aggrieved by an order of his employer under clause 14(4) may appeal to the Deputy Chairman. A second appeal shall lie to the Chairman.

(2) A dock worker, who has been refused listing under clause 8 may appeal to the Board.

(3) Every appeal under sub-clause (1) or sub-clause (2) shall be in writing and preferred within 14 days of the receipt of the order appealed against and the order passed on such appeal shall be final:

Provided that the appellate authority may for reasons to be recorded, admit an appeal preferred after the expiry of 14 days.

17. **Penalties.**—A contravention of clause 13 shall be punishable with fine not exceeding two hundred rupees in respect of a first contravention or five hundred rupees in respect of any subsequent contravention.

#### SCHEDULE

[See clause 1]

Classes of dock workers to whom this Scheme applies—

(1) Chipping and Painting worker.

(2) Stitcher and Baggar except those employed by contractors appointed by the Ministry of Food & Agriculture for clearance of imported food-grains.

(3) Salt worker.

(4) Workers employed on vessels for coal stevedoring and coal bunkering work.

[No. Fac-80(96)57.]

K. N. NAMBIAR, Dy. Secy.